

HOUSE BILL 745

P2, P1

71r1868

By: Delegates Stein, Cardin, Cane, Mizeur, ~~and Morhaim~~ Morhaim, Hammen, Beitzel, Benson, Bromwell, Costa, Donoghue, Elliott, Hubbard, Kach, Kipke, Kullen, McDonough, Montgomery, Nathan-Pulliam, Oaks, Pena-Melnyk, Pendergrass, Tarrant, V. Turner, and Weldon

Introduced and read first time: February 8, 2007

Assigned to: Health and Government Operations

Committee Report: Favorable with amendments

House action: Adopted

Read second time: March 14, 2007

CHAPTER _____

1 AN ACT concerning

2 **State-Owned Heavy Equipment and Heating Equipment - Biodiesel Fuel**
3 **Requirement**

4 FOR the purpose of requiring the State to ensure that at least a certain percentage of
5 certain heating equipment in State buildings and heavy equipment owned by
6 the State in certain fiscal years use a blend of fuel containing at least a certain
7 percentage of biodiesel fuel; exempting certain heating equipment and heavy
8 equipment; and generally relating to the use of biodiesel fuel in heating
9 equipment in State buildings and heavy equipment owned by the State.

10 BY repealing and reenacting, with amendments,
11 Article – State Finance and Procurement
12 Section 14-408
13 Annotated Code of Maryland
14 (2006 Replacement Volume and 2006 Supplement)

15 SECTION 1. BE IT ENACTED BY THE GENERAL ASSEMBLY OF
16 MARYLAND, That the Laws of Maryland read as follows:

EXPLANATION: CAPITALS INDICATE MATTER ADDED TO EXISTING LAW.

[Brackets] indicate matter deleted from existing law.

Underlining indicates amendments to bill.

~~Strike out~~ indicates matter stricken from the bill by amendment or deleted from the law by amendment.



1 **Article – State Finance and Procurement**

2 14–408.

3 (a) In this section, “biodiesel fuel” means:

4 (1) a fuel, comprised of mono–alkyl esters of long chain fatty acids
5 derived from vegetable oils or animal fats, that is designated B100 and meets the
6 requirements of ASTM D 6751 and its successors; or

7 (2) a blend of biodiesel fuel meeting ASTM D 6751 with
8 petroleum–based diesel fuel, designated as BXX, where XX represents the volume
9 percentage of biodiesel fuel in the blend.

10 (b) In fiscal year 2008 and in each subsequent fiscal year, the State shall
11 ensure that at least 50% of the vehicles using diesel fuel in the State vehicle fleet use a
12 blend of fuel that is at least 5% biodiesel fuel.

13 **(C) IN FISCAL YEAR 2009 AND IN EACH SUBSEQUENT FISCAL YEAR, THE**
14 **STATE SHALL ENSURE THAT AT LEAST 50% OF THE HEAVY EQUIPMENT OWNED**
15 **BY THE STATE USING DIESEL FUEL AND AT LEAST 50% OF THE HEATING**
16 **EQUIPMENT IN STATE BUILDINGS THAT USES NORMAL OR #2 HEATING OIL USE**
17 **A BLEND OF FUEL THAT IS AT LEAST 5% BIODIESEL FUEL.**

18 **[(c)](D)** This section does not apply to any State vehicle, **PIECE OF HEAVY**
19 **EQUIPMENT, OR HEATING EQUIPMENT** for which mechanical failure due to use of
20 biodiesel fuel will void the manufacturer’s warranty for that vehicle, **PIECE OF HEAVY**
21 **EQUIPMENT, OR HEATING EQUIPMENT.**

22 SECTION 2. AND BE IT FURTHER ENACTED, That this Act shall take effect
23 October 1, 2007.