

HOUSE BILL 274

M4
SB 273/07 – EHE

8lr1643
CF SB 133

By: **Allegany County Delegation and Garrett County Delegation**

Introduced and read first time: January 23, 2008

Assigned to: Environmental Matters

A BILL ENTITLED

1 AN ACT concerning

2 **Maryland Agricultural Land Preservation Foundation – Allegany County and**
3 **Garrett County – Coal Rights**

4 FOR the purpose of prohibiting regulations and procedures adopted by the Maryland
5 Agricultural Land Preservation Foundation for the establishment and
6 monitoring of agricultural districts from requiring, in Allegany County and
7 Garrett County, a coal rights owner or lessee to subordinate its interest to the
8 Foundation's interest under certain circumstances; requiring that a certain
9 report be submitted by a certain date; and generally relating to the Maryland
10 Agricultural Land Preservation Foundation.

11 BY repealing and reenacting, with amendments,
12 Article – Agriculture
13 Section 2–509(c)
14 Annotated Code of Maryland
15 (2007 Replacement Volume)

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

18 **Article – Agriculture**

19 2–509.

20 (c) Regulations and procedures adopted by the Foundation for the
21 establishment and monitoring of agricultural districts and easements may not require,
22 in Garrett County or Allegany County, a natural gas **OR COAL** rights owner or lessee
23 to subordinate its interest to the Foundation's interest if the Foundation determines
24 that exercise of the natural gas **OR COAL** rights will not interfere with an agricultural
25 operation conducted on land in the agricultural district or land subject to an easement.

EXPLANATION: CAPITALS INDICATE MATTER ADDED TO EXISTING LAW.

[Brackets] indicate matter deleted from existing law.



1 SECTION 2. AND BE IT FURTHER ENACTED, That on or before October 1,
2 2011, the Agricultural Land Preservation Foundation shall submit a report to the
3 Governor and, subject to § 2-1246 of the State Government Article, to the General
4 Assembly that evaluates the impact of this Act on the quality of agricultural land
5 preserved and the Foundation's agricultural land preservation activities under the
6 Agricultural Land Preservation Foundation.

7 SECTION 3. AND BE IT FURTHER ENACTED, That this Act shall take effect
8 October 1, 2008.