

# SENATE BILL 133

M4  
SB 273/07 – EHE

8lr1647  
CF HB 274

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By: **Senator Edwards**

Introduced and read first time: January 18, 2008

Assigned to: Education, Health, and Environmental Affairs

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Committee Report: Favorable

Senate action: Adopted

Read second time: February 20, 2008

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## CHAPTER \_\_\_\_\_

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,

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**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 in Garrett County or Allegany County, a natural gas **OR COAL** rights owner or lessee  
2 to subordinate its interest to the Foundation’s interest if the Foundation determines  
3 that exercise of the natural gas **OR COAL** rights will not interfere with an agricultural  
4 operation conducted on land in the agricultural district or land subject to an easement.

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

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

Approved:

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Governor.

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President of the Senate.

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Speaker of the House of Delegates.