

SENATE BILL 199

P2

9lr0775

By: **Senators Garagiola, Brochin, Colburn, Dyson, Edwards, Glassman, Harrington, Kelley, King, Klausmeier, Lenett, Madaleno, Munson, Peters, Pugh, Raskin, Robey, and Stone**

Introduced and read first time: January 23, 2009

Assigned to: Education, Health, and Environmental Affairs

A BILL ENTITLED

1 AN ACT concerning

2 **Biodiesel Requirements for the State Vehicle Fleet**

3 FOR the purpose of altering the requirement that the State ensure that at least a
4 certain percentage of vehicles using diesel fuel in the State vehicle fleet in
5 certain fiscal years use a blend of fuel containing at least a certain percentage of
6 biodiesel fuel; and generally relating to biodiesel requirements for the State
7 vehicle fleet.

8 BY repealing and reenacting, with amendments,
9 Article – State Finance and Procurement
10 Section 14–408
11 Annotated Code of Maryland
12 (2006 Replacement Volume and 2008 Supplement)

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

15 **Article – State Finance and Procurement**

16 14–408.

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

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

EXPLANATION: CAPITALS INDICATE MATTER ADDED TO EXISTING LAW.

[Brackets] indicate matter deleted from existing law.



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

4 (b) **(1)** [In fiscal year 2008 and in each subsequent fiscal year,] **IN EACH**
5 **FISCAL YEAR BEFORE FISCAL YEAR 2011**, the State shall ensure that at least 50%
6 of the vehicles using diesel fuel in the State vehicle fleet use a blend of fuel that is at
7 least 5% biodiesel fuel.

8 **(2)** **IN FISCAL YEARS 2011 AND 2012, THE STATE SHALL ENSURE**
9 **THAT AT LEAST 50% OF THE VEHICLES USING DIESEL FUEL IN THE STATE**
10 **VEHICLE FLEET USE A BLEND OF FUEL THAT IS AT LEAST 10% BIODIESEL FUEL.**

11 **(3)** **IN FISCAL YEARS 2013 AND 2014, THE STATE SHALL ENSURE**
12 **THAT AT LEAST 50% OF THE VEHICLES USING DIESEL FUEL IN THE STATE**
13 **VEHICLE FLEET USE A BLEND OF FUEL THAT IS AT LEAST 15% BIODIESEL FUEL.**

14 **(4)** **IN FISCAL YEAR 2015 AND IN EACH SUBSEQUENT FISCAL**
15 **YEAR, THE STATE SHALL ENSURE THAT AT LEAST 50% OF THE VEHICLES USING**
16 **DIESEL FUEL IN THE STATE VEHICLE FLEET USE A BLEND OF FUEL THAT IS AT**
17 **LEAST 20% BIODIESEL FUEL.**

18 (c) In fiscal year 2009 and in each subsequent fiscal year, the State shall
19 ensure that at least 50% of the heavy equipment owned by the State using diesel fuel
20 and at least 50% of the heating equipment in State buildings that uses normal or #2
21 heating oil use, subject to availability, a blend of fuel that is at least 5% biodiesel fuel.

22 (d) This section does not apply to any State vehicle, piece of heavy
23 equipment, or heating equipment for which mechanical failure due to use of biodiesel
24 fuel will void the manufacturer's warranty for that vehicle, piece of heavy equipment,
25 or heating equipment.

26 SECTION 2. AND BE IT FURTHER ENACTED, That this Act shall take effect
27 October 1, 2009.