

# HOUSE BILL 1076

M4, C5, P1

4r1952  
CF SB 521

---

By: **Delegates Conway, Arentz, Cane, Eckardt, Haddaway-Riccio, Otto, Proctor, Rudolph, and Smigiel**

Introduced and read first time: February 6, 2014

Assigned to: Economic Matters

---

Committee Report: Favorable with amendments

House action: Adopted

Read second time: March 28, 2014

---

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

1 AN ACT concerning

2 ~~**Agriculture Poultry Litter Energy Generating Cooperative Program**~~

3 **Energy-Generating Cooperative Advisory Committee**

4 FOR the purpose of ~~establishing a Poultry Litter Energy Generating Cooperative~~  
5 ~~Program; prohibiting the rates and structure of the Program from being used for~~  
6 ~~distributed generation from other sources of energy; requiring the State~~  
7 ~~Department of Agriculture to consult with the Energy Generating Cooperative~~  
8 ~~Advisory Committee on the administration of the Program; providing for the~~  
9 ~~credit structure for the energy generated from an energy generating~~  
10 ~~cooperative; providing for the allocation of unsubscribed energy; requiring an~~  
11 ~~energy generating cooperative to pay a certain infrastructure use and~~  
12 ~~distribution rate to an electric company; authorizing a cooperative organization~~  
13 ~~to contract with a third party for certain purposes; prohibiting the Department,~~  
14 ~~the Public Service Commission, and an electric company from changing the~~  
15 ~~terms of a contract entered into under this Act; establishing the~~  
16 ~~Energy-Generating Cooperative Advisory Committee; providing for the~~  
17 ~~membership, staffing, duties, meetings, and structure of the Committee;~~  
18 ~~prohibiting members of the Committee from receiving certain compensation, but~~  
19 ~~authorizing the reimbursement of certain expenses; requiring the Committee to~~  
20 ~~assist the Department with the development and implementation of the~~  
21 ~~Program; requiring the Committee to create two subcommittees and specifying~~  
22 ~~the duties of each subcommittee; specifying the duties of the Committee;~~  
23 ~~requiring the Committee to make a certain report to the Department; requiring~~

---

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.



~~the Department, in coordination with the Maryland Energy Administration, to make a certain report to the General Assembly on or before a certain date; providing for the regulation of electricity from a certain source in a certain manner; requiring the Administration to meet certain requirements of this Act; defining certain terms; stating certain findings of the General Assembly on or before a certain date; providing for the construction of this Act; providing for the termination of this Act; and generally relating to energy-generating cooperatives.~~

~~BY adding to~~

~~Article Agriculture~~

~~Section 10-2001 through 10-2009 to be under the new subtitle "Subtitle 20- Poultry Litter"~~

~~Annotated Code of Maryland~~

~~(2007 Replacement Volume and 2013 Supplement)~~

~~BY adding to~~

~~Article Public Utilities~~

~~Section 7-306.1~~

~~Annotated Code of Maryland~~

~~(2010 Replacement Volume and 2013 Supplement)~~

~~BY adding to~~

~~Article State Government~~

~~Section 9-2009~~

~~Annotated Code of Maryland~~

~~(2009 Replacement Volume and 2013 Supplement)~~

#### ~~Preamble~~

~~WHEREAS, The State of Maryland produces nearly 500,000 tons of poultry litter every year; and~~

~~WHEREAS, Poultry litter has nearly equivalent levels of phosphorus and nitrogen, but many crops require significantly less phosphorus than nitrogen, and application of poultry litter may result in phosphorus-saturated soils; and~~

~~WHEREAS, High levels of phosphorus in the Chesapeake Bay lead to algae blooms, oxygen-deprived environments, poor water quality, degraded habitats, and low populations of many species of fish and shellfish; and~~

~~WHEREAS, In order to meet the Environmental Protection Agency's Chesapeake Bay Total Maximum Daily Load, the State of Maryland must reduce phosphorus loads to the Chesapeake Bay by 14.0% below 2010 levels by 2025; and~~

~~WHEREAS, Poultry litter is a beneficial resource that can be used to generate clean energy, helping the State achieve its renewable energy portfolio standard; and~~

1 ~~WHEREAS, Utilizing poultry litter as an energy source will reduce the overall~~  
2 ~~cost of energy for farmers who raise poultry; now, therefore,~~

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

5 (a) There is an Energy-Generating Cooperative Advisory Committee.

6 (b) The Committee consists of the following members:

7 (1) One member of the Senate of Maryland, appointed by the  
8 President of the Senate;

9 (2) One member of the House of Delegates, appointed by the Speaker  
10 of the House;

11 (3) The Secretary of Agriculture, or the Secretary's designee;

12 (4) The Director of the Maryland Energy Administration, or the  
13 Director's designee;

14 (5) The Chair of the Public Service Commission, or the Chair's  
15 designee;

16 (6) The Executive Director of the Maryland Clean Energy Center, or  
17 the Executive Director's designee; and

18 (7) The following members appointed by the Governor:

19 (i) One representative of the electric utility industry;

20 (ii) One representative of the electric cooperative industry;

21 (iii) One representative of the poultry industry;

22 (iv) One poultry farmer; and

23 (v) One representative of the environmental community.

24 (c) The Secretary of Agriculture, or the Secretary's designee, and the  
25 Director of the Maryland Energy Administration, or the Director's designee, shall  
26 cochair the Committee.

27 (d) The State units represented on the Committee shall provide staff for the  
28 Committee.

1           (e) A member of the Committee:

2                   (1) May not receive compensation as a member of the Committee; but

3                   (2) Is entitled to reimbursement for expenses under the Standard  
4 State Travel Regulations, as provided in the State budget.

5           (f) The Committee shall evaluate:

6                   (1) The most efficient, cost-effective, and environmentally sound  
7 methods for utilizing poultry litter;

8                   (2) Whether anaerobic decomposition of poultry litter is an  
9 appropriate method to reduce the State's nutrient load to the Chesapeake Bay;

10                   (3) The potential for reduced air emissions from anaerobic  
11 decomposition of poultry litter;

12                   (4) Funding sources for poultry litter energy-generating cooperatives,  
13 including the Strategic Energy Investment Fund, manure transport programs, and  
14 other available funding;

15                   (5) A tariff structure that is appropriate for poultry litter  
16 energy-generating cooperatives, that will avoid costs to and subsidies from customers  
17 of an electric company, and that will ensure that an electric company receives full and  
18 timely recovery of prudently incurred costs, while encouraging poultry litter  
19 energy-generating cooperatives, by considering:

20                           (i) Ancillary services and volt-ampere reactive support;

21                           (ii) Reduced land costs;

22                           (iii) Demand charge management;

23                           (iv) Electric service reliability;

24                           (v) The value of renewable energy credits associated with  
25 energy generation from poultry litter and the relationship between that value and any  
26 subsidization, regional electricity pricing mechanisms, and other aspects of the tariff  
27 structure; and

28                           (vi) The relationship of various aspects of the tariff structure  
29 and the energy-generating cooperative structure to the costs of distribution and  
30 generation to the energy-generating cooperative, other generators, transmission  
31 companies, distribution utilities, and electric ratepayers;

1 (6) A tariff structure and related regulatory structure designed to  
 2 operate the energy-generating cooperative at least cost;

3 (7) Whether an energy-generating cooperative and its cooperative  
 4 members should be compensated or assessed costs;

5 (8) The size and number of energy-generating cooperatives that the  
 6 State can support; and

7 (9) Any other issue that the Committee determines is necessary.

8 (g) On or before December 31, 2015, the Committee shall report to the  
 9 General Assembly, in accordance with § 2-1246 of the State Government Article, on:

10 (1) A tariff structure that encourages poultry litter energy-generating  
 11 cooperatives and allows an electric company to recover prudently incurred costs;

12 (2) An appropriate regulatory structure that provides necessary  
 13 oversight while allowing the energy-generating cooperative to be operated at least  
 14 cost;

15 (3) Whether an energy-generating cooperative and its cooperative  
 16 members should be compensated or assessed costs;

17 (4) The size and number of energy-generating cooperatives that the  
 18 State can support;

19 (5) The most efficient, cost-effective, and environmentally sound  
 20 methods for utilizing poultry litter; and

21 (6) Other matters the Committee considers necessary or advisable to  
 22 bring to the attention of the General Assembly.

## ~~Article – Agriculture~~

### ~~SUBTITLE 20. POULTRY LITTER.~~

25 ~~10-2001.~~

26 ~~(A) IN THIS SUBTITLE THE FOLLOWING WORDS HAVE THE MEANINGS~~  
 27 ~~INDICATED.~~

28 ~~(B) “COMMISSION” MEANS THE PUBLIC SERVICE COMMISSION.~~

29 ~~(C) “COMMITTEE” MEANS THE ENERGY-GENERATING COOPERATIVE~~  
 30 ~~ADVISORY COMMITTEE.~~

1       ~~(D) "COOPERATIVE MEMBER" MEANS A RETAIL CUSTOMER OF AN~~  
2 ~~ENERGY-GENERATING COOPERATIVE WHO:~~

3           ~~(1) OWNS A SUBSCRIPTION TO THE COOPERATIVE;~~

4           ~~(2) HAS A RESIDENCE OR PLACE OF BUSINESS THAT IS LOCATED~~  
5 ~~IN THE SAME ELECTRIC COMPANY SERVICE TERRITORY AS THE COOPERATIVE~~  
6 ~~CUSTOMER'S ORGANIZATION; AND~~

7           ~~(3) HAS IDENTIFIED ONE OR MORE INDIVIDUAL METERS OR~~  
8 ~~ACCOUNTS TO WHICH THE SUBSCRIPTION SHALL BE ATTRIBUTED.~~

9       ~~(E) (1) "COOPERATIVE ORGANIZATION" MEANS AN ORGANIZATION~~  
10 ~~WHOSE SOLE PURPOSE IS TO BENEFICIALLY OWN OR OPERATE AN~~  
11 ~~ENERGY-GENERATING COOPERATIVE FOR A COOPERATIVE MEMBER.~~

12           ~~(2) "COOPERATIVE ORGANIZATION" MAY BE ANY FOR-PROFIT OR~~  
13 ~~NONPROFIT ENTITY ORGANIZED UNDER STATE LAW.~~

14       ~~(F) (1) "ENERGY-GENERATING COOPERATIVE" MEANS A RENEWABLE~~  
15 ~~ENERGY FACILITY THAT:~~

16           ~~(I) GENERATES ELECTRICITY FROM THE ANAEROBIC~~  
17 ~~DECOMPOSITION OF POULTRY LITTER;~~

18           ~~(II) CREDITS ITS GENERATED ELECTRICITY TO ITS~~  
19 ~~COOPERATIVE MEMBERS;~~

20           ~~(III) IS LOCATED IN THE SAME ELECTRIC COMPANY SERVICE~~  
21 ~~TERRITORY AS ITS COOPERATIVE MEMBERS;~~

22           ~~(IV) HAS AT LEAST TWO COOPERATIVE MEMBERS;~~

23           ~~(V) DOES NOT UTILIZE MORE THAN 20,000 TONS OF~~  
24 ~~POULTRY LITTER IN A SINGLE YEAR; AND~~

25           ~~(VI) MAY BE OWNED BY ANY PERSON, INCLUDING A PUBLIC~~  
26 ~~SERVICE COMPANY OR A COOPERATIVE ORGANIZATION.~~

27           ~~(2) "ENERGY-GENERATING COOPERATIVE" DOES NOT INCLUDE A~~  
28 ~~RENEWABLE ENERGY FACILITY THAT BURNS POULTRY LITTER TO GENERATE~~  
29 ~~ENERGY.~~

1       ~~(G) "PROGRAM" MEANS THE POULTRY LITTER ENERGY GENERATING~~  
2 ~~COOPERATIVE PROGRAM.~~

3       ~~(H) "POULTRY LITTER" MEANS THE FECAL AND URINARY EXCRETIONS~~  
4 ~~OF POULTRY, INCLUDING WOOD SHAVINGS, SAWDUST, STRAW, RICE HULLS, AND~~  
5 ~~OTHER BEDDING MATERIAL FOR THE DISPOSITION OF MANURE.~~

6       ~~(I) "SUBSCRIPTION" MEANS AN INTEREST IN AN ENERGY GENERATING~~  
7 ~~COOPERATIVE.~~

8 ~~10-2002.~~

9       ~~THE GENERAL ASSEMBLY FINDS THAT ENERGY GENERATING~~  
10 ~~COOPERATIVES THAT USE POULTRY LITTER AS AN ENERGY SOURCE ALLOW~~  
11 ~~RESIDENTS AND BUSINESSES INCREASED ACCESS TO RENEWABLE ELECTRICITY~~  
12 ~~WHILE ENCOURAGING PRIVATE INVESTMENT IN RENEWABLE RESOURCES,~~  
13 ~~STIMULATING IN STATE ECONOMIC GROWTH, ENHANCING CONTINUED~~  
14 ~~DIVERSIFICATION OF THE STATE'S ENERGY RESOURCE MIX, AND PROTECTING~~  
15 ~~THE CHESAPEAKE BAY BY REDUCING THE NUTRIENT LOAD ENTERING THE BAY.~~

16 ~~10-2003.~~

17       ~~DUE TO THE NATURE AND COMPLEXITY OF ANAEROBIC DECOMPOSITION~~  
18 ~~OF POULTRY LITTER, THE RATES AND STRUCTURE OF THE PROGRAM~~  
19 ~~ESTABLISHED IN THIS SECTION MAY NOT BE USED FOR DISTRIBUTED~~  
20 ~~GENERATION FROM OTHER SOURCES OF ENERGY.~~

21 ~~10-2004.~~

22       ~~(A) THERE IS A PROGRAM ON ENERGY GENERATING COOPERATIVES~~  
23 ~~ADMINISTERED BY THE DEPARTMENT.~~

24       ~~(B) THE DEPARTMENT SHALL CONSULT WITH THE COMMITTEE ON THE~~  
25 ~~ADMINISTRATION OF THE PROGRAM.~~

26 ~~10-2005.~~

27       ~~(A) THE COOPERATIVE ORGANIZATION SHALL NOTIFY THE ELECTRIC~~  
28 ~~COMPANY OF THE CREDIT AMOUNT TO BE POSTED ON EACH COOPERATIVE~~  
29 ~~MEMBER'S BILL.~~

30       ~~(B) AN ELECTRIC COMPANY SHALL CREDIT KILOWATT HOURS TO A~~  
31 ~~COOPERATIVE MEMBER ON A MONTHLY BASIS FOR THE COOPERATIVE~~  
32 ~~MEMBER'S PORTION OF THE ENERGY GENERATING COOPERATIVE.~~

1       ~~(C) IF ELECTRICITY GENERATED BY THE ENERGY GENERATING~~  
2 ~~COOPERATIVE IS NOT FULLY ALLOCATED TO COOPERATIVE MEMBERS, THE~~  
3 ~~ELECTRIC COMPANY SHALL RECEIVE THE REMAINING UNSUBSCRIBED ENERGY~~  
4 ~~AT NO COST.~~

5 ~~10-2006.~~

6       ~~(A) THE ENERGY GENERATING COOPERATIVE SHALL PAY AN~~  
7 ~~INFRASTRUCTURE USE AND DISTRIBUTION RATE TO THE ELECTRIC COMPANY.~~

8       ~~(B) THE INFRASTRUCTURE USE AND DISTRIBUTION RATE PAID BY THE~~  
9 ~~ENERGY GENERATING COOPERATIVE UNDER SUBSECTION (A) OF THIS SECTION~~  
10 ~~SHALL BE 25% OF THE DISTRIBUTION RATE NORMALLY CHARGED BY THE~~  
11 ~~ELECTRIC COMPANY TO A CUSTOMER OF THE SAME CLASS AS THE SUBSCRIBER.~~

12 ~~10-2007.~~

13       ~~(A) A COOPERATIVE ORGANIZATION MAY CONTRACT WITH A THIRD~~  
14 ~~PARTY FOR THE THIRD PARTY TO FINANCE, BUILD, OWN, OR OPERATE AN~~  
15 ~~ENERGY GENERATING COOPERATIVE.~~

16       ~~(B) THE DEPARTMENT, THE COMMISSION, AND THE ELECTRIC~~  
17 ~~COMPANY MAY NOT CHANGE THE TERMS OF THE CONTRACT.~~

18 ~~10-2008.~~

19       ~~(A) THERE IS AN ENERGY GENERATING COOPERATIVE ADVISORY~~  
20 ~~COMMITTEE.~~

21       ~~(B) THE COMMITTEE CONSISTS OF THE FOLLOWING MEMBERS:~~

22           ~~(1) ONE MEMBER OF THE SENATE OF MARYLAND, APPOINTED BY~~  
23 ~~THE PRESIDENT OF THE SENATE;~~

24           ~~(2) ONE MEMBER OF THE HOUSE OF DELEGATES, APPOINTED BY~~  
25 ~~THE SPEAKER OF THE HOUSE;~~

26           ~~(3) THE SECRETARY, OR THE SECRETARY'S DESIGNEE;~~

27           ~~(4) THE DIRECTOR OF THE MARYLAND ENERGY~~  
28 ~~ADMINISTRATION, OR THE DIRECTOR'S DESIGNEE;~~



1           ~~(5) THE CHAIR OF THE PUBLIC SERVICE COMMISSION, OR THE~~  
2 ~~CHAIR'S DESIGNEE; AND~~

3           ~~(6) THE FOLLOWING MEMBERS APPOINTED BY THE GOVERNOR:~~

4           ~~(I) ONE REPRESENTATIVE OF THE ELECTRIC UTILITY~~  
5 ~~INDUSTRY;~~

6           ~~(II) ONE REPRESENTATIVE OF THE POULTRY INDUSTRY;~~

7           ~~(III) ONE POULTRY FARMER; AND~~

8           ~~(IV) ONE REPRESENTATIVE OF THE ENVIRONMENTAL~~  
9 ~~COMMUNITY.~~

10          ~~(C) THE SECRETARY, OR THE SECRETARY'S DESIGNEE, AND THE~~  
11 ~~DIRECTOR OF THE MARYLAND ENERGY ADMINISTRATION, OR THE DIRECTOR'S~~  
12 ~~DESIGNEE, SHALL COCHAIR THE COMMITTEE.~~

13          ~~(D) THE STATE UNITS REPRESENTED ON THE COMMITTEE SHALL~~  
14 ~~PROVIDE STAFF FOR THE COMMITTEE.~~

15          ~~(E) A MEMBER OF THE COMMITTEE:~~

16           ~~(1) MAY NOT RECEIVE COMPENSATION AS A MEMBER OF THE~~  
17 ~~COMMITTEE; BUT~~

18           ~~(2) IS ENTITLED TO REIMBURSEMENT FOR EXPENSES UNDER THE~~  
19 ~~STANDARD STATE TRAVEL REGULATIONS, AS PROVIDED IN THE STATE~~  
20 ~~BUDGET.~~

21          ~~(F) THE COMMITTEE SHALL:~~

22           ~~(1) ASSIST THE DEPARTMENT WITH THE DEVELOPMENT AND~~  
23 ~~IMPLEMENTATION OF THE PROGRAM;~~

24           ~~(2) CREATE A SUBCOMMITTEE ON ENVIRONMENT AND A~~  
25 ~~SUBCOMMITTEE ON ENERGY FROM AMONG MEMBERS OF THE COMMITTEE;~~

26           ~~(3) REPORT TO THE DEPARTMENT ON THE SUBCOMMITTEES'~~  
27 ~~RECOMMENDATIONS UNDER SUBSECTION (G) OF THIS SECTION IN ORDER TO~~  
28 ~~ASSIST THE DEPARTMENT WITH THE REPORT REQUIRED UNDER § 10 2009 OF~~  
29 ~~THIS SUBTITLE; AND~~

~~(4) MEET AT LEAST ONCE EACH YEAR TO EVALUATE THE PERFORMANCE OF THE PROGRAM AND MAKE RECOMMENDATIONS FOR IMPROVEMENTS TO THE PROGRAM.~~

~~(6) (1) THE SUBCOMMITTEE ON ENVIRONMENT ESTABLISHED UNDER SUBSECTION (F)(2) OF THIS SECTION SHALL EVALUATE AND MAKE RECOMMENDATIONS TO THE COMMITTEE ON:~~

~~(I) THE MOST EFFICIENT, COST EFFECTIVE, AND ENVIRONMENTALLY SOUND METHODS FOR UTILIZING POULTRY LITTER;~~

~~(II) WHETHER ANAEROBIC DECOMPOSITION OF POULTRY LITTER IS AN APPROPRIATE METHOD TO REDUCE THE STATE'S NUTRIENT LOAD TO THE CHESAPEAKE BAY;~~

~~(III) THE POTENTIAL FOR REDUCED AIR EMISSIONS FROM ANAEROBIC DECOMPOSITION OF POULTRY LITTER; AND~~

~~(IV) ANY OTHER ISSUE THE COMMITTEE DETERMINES IS NECESSARY.~~

~~(2) THE SUBCOMMITTEE ON ENERGY ESTABLISHED UNDER SUBSECTION (F)(2) OF THIS SECTION SHALL EVALUATE AND MAKE RECOMMENDATIONS TO THE COMMITTEE ON:~~

~~(I) A TARIFF STRUCTURE FOR POULTRY LITTER ENERGY GENERATING COOPERATIVES THAT ALLOWS AN ELECTRIC COMPANY TO RECOVER FOR DISTRIBUTION COSTS AND ADMINISTRATIVE COSTS WHILE ENCOURAGING POULTRY LITTER ENERGY GENERATING COOPERATIVES BY CONSIDERING:~~

~~1. AVOIDED TRANSMISSION AND DISTRIBUTION LINE LOSSES;~~

~~2. TRANSMISSION AND DISTRIBUTION UPGRADE DEFERRALS;~~

~~3. AVOIDED INTERCONNECTION COSTS;~~

~~4. ANCILLARY SERVICES AND VOLT AMPERE REACTIVE SUPPORT;~~

~~5. REDUCED LAND COSTS;~~

1 ~~6. DEMAND CHARGE MANAGEMENT; AND~~

2 ~~7. ELECTRIC SERVICE RELIABILITY;~~

3 ~~(H) A CREDIT MECHANISM TO OPERATE THE~~  
4 ~~ENERGY GENERATING COOPERATIVE AT LEAST COST;~~

5 ~~(III) WHETHER AN ENERGY GENERATING COOPERATIVE~~  
6 ~~AND ITS COOPERATIVE MEMBERS SHOULD BE COMPENSATED FOR AVOIDED~~  
7 ~~TRANSMISSION AND DISTRIBUTION COSTS;~~

8 ~~(IV) THE SIZE AND NUMBER OF ENERGY GENERATING~~  
9 ~~COOPERATIVES THAT THE STATE CAN SUPPORT; AND~~

10 ~~(V) ANY OTHER ISSUE THAT THE COMMITTEE DETERMINES~~  
11 ~~IS NECESSARY.~~

12 ~~10-2009.~~

13 ~~ON OR BEFORE DECEMBER 31, 2015, THE DEPARTMENT, IN~~  
14 ~~COORDINATION WITH THE MARYLAND ENERGY ADMINISTRATION, SHALL~~  
15 ~~REPORT TO THE GENERAL ASSEMBLY, IN ACCORDANCE WITH § 2-1246 OF THE~~  
16 ~~STATE GOVERNMENT ARTICLE, ON:~~

17 ~~(1) A TARIFF STRUCTURE THAT ENCOURAGES POULTRY LITTER~~  
18 ~~ENERGY GENERATING COOPERATIVES AND ALLOWS AN ELECTRIC COMPANY TO~~  
19 ~~RECOVER FOR DISTRIBUTION COSTS;~~

20 ~~(2) AN APPROPRIATE CREDIT MECHANISM THAT ALLOWS THE~~  
21 ~~ENERGY GENERATING COOPERATIVE TO BE OPERATED AT LEAST COST;~~

22 ~~(3) WHETHER AN ENERGY GENERATING COOPERATIVE AND ITS~~  
23 ~~COOPERATIVE MEMBERS SHOULD BE COMPENSATED FOR AVOIDED~~  
24 ~~TRANSMISSION AND DISTRIBUTION COSTS;~~

25 ~~(4) THE AMOUNT AND TYPE OF NECESSARY OVERSIGHT;~~

26 ~~(5) THE SIZE AND NUMBER OF ENERGY GENERATING~~  
27 ~~COOPERATIVES THAT THE STATE CAN SUPPORT; AND~~

28 ~~(6) THE MOST EFFICIENT, COST EFFECTIVE, AND~~  
29 ~~ENVIRONMENTALLY SOUND METHODS FOR UTILIZING POULTRY LITTER.~~

30 ~~Article Public Utilities~~

1 ~~7-306.1.~~

2 ~~THE REGULATION OF ELECTRICITY GENERATED BY~~  
 3 ~~ENERGY GENERATING COOPERATIVES AS DEFINED IN § 10-2001 OF THE~~  
 4 ~~AGRICULTURE ARTICLE SHALL BE GOVERNED UNDER TITLE 10, SUBTITLE 20~~  
 5 ~~OF THE AGRICULTURE ARTICLE.~~

6 ~~Article - State Government~~

7 ~~9-2009.~~

8 ~~THE ADMINISTRATION SHALL COMPLY WITH THE REQUIREMENTS THAT~~  
 9 ~~APPLY TO IT UNDER TITLE 10, SUBTITLE 20 OF THE AGRICULTURE ARTICLE.~~

10 SECTION 2. AND BE IT FURTHER ENACTED, That this Act may not be  
 11 construed to apply to, to interfere with, or to affect in any way any project or  
 12 application that may involve the use of poultry litter for energy generation that may  
 13 be undertaken under Maryland law in effect as of the effective date of this Act.

14 SECTION ~~2~~ 3. AND BE IT FURTHER ENACTED, That this Act shall take  
 15 effect June 1, 2014. It shall remain effective for a period of 2 years and, at the end of  
 16 May 31, 2016, with no further action required by the General Assembly, this Act shall  
 17 be abrogated and of no further force and effect.

Approved:

---

Governor.

---

Speaker of the House of Delegates.

---

President of the Senate.