

**SB0917/470813/1**

BY: Environment and Transportation Committee

AMENDMENTS TO SENATE BILL 917  
(Third Reading File Bill)

AMENDMENT NO. 1

On page 1, in line 2, strike “Gross Weight and Axle Load and” and substitute “Seasonal”; in the same line, after “Exceptional” insert “Poultry”; in lines 2 and 3, strike “- Poultry”; strike beginning with “exempting” in line 4 down through “semitrailer” in line 11 and substitute “authorizing the State Highway Administration to issue a seasonal exceptional poultry hauling permit that authorizes certain axle configurations and certain increased weight limits during a certain time period annually under certain circumstances”; strike beginning with “requiring” in line 15 down through “frequency;” in line 18 and substitute “requiring certain poultry processing facilities to submit certain information to the Administration on or before a certain date each year; establishing certain goals for the percentage of certain combinations of vehicles that have a certain axle configuration; requiring the Administration to use certain information to determine the progress made toward meeting the goals established under this Act; requiring the Administration to submit a certain report to certain committees of the General Assembly on or before a certain date each year;”; in line 19, after “termination” insert “dates”; in the same line, after “Act” insert “under certain circumstances”; in the same line, strike “making stylistic changes;”; in lines 19 and 20, strike “gross weight and axle load and” and substitute “seasonal”; in line 20, after “exceptional” insert “poultry”; and in line 23, strike “24-109 and”.

AMENDMENT NO. 2

On pages 2 through 7, strike in their entirety the lines beginning with line 5 on page 2 through line 3 on page 7, inclusive.

On page 7, strike beginning with “**MEETS**” in line 21 down through “**SUBTITLE**” in line 22 and substitute “**(I) CARRIES LIVE POULTRY FROM A FARM TO A**”

(Over)

PROCESSING FACILITY FROM NOVEMBER 1 UNTIL APRIL 30 OF THE FOLLOWING  
YEAR IN:

1. CAROLINE COUNTY;
2. CECIL COUNTY;
3. DORCHESTER COUNTY;
4. KENT COUNTY;
5. QUEEN ANNE'S COUNTY;
6. SOMERSET COUNTY;
7. TALBOT COUNTY;
8. WICOMICO COUNTY; OR
9. WORCESTER COUNTY;

(II) 1. A. HAS AN AXLE CONFIGURATION OF NOT LESS  
THAN FIVE AXLES; AND

B. HAS AXLES THAT ARE AT LEAST 96 INCHES APART;

OR

2. HAS AN AXLE CONFIGURATION OF NOT LESS THAN  
SIX AXLES; AND

**(III) SUBMITS TO A MOTOR CARRIER SAFETY INSPECTION UNDER § 25-111 OF THIS ARTICLE**.

On page 8, in lines 6, 9 and 10, and 32, in each instance, strike “DESCRIBED UNDER § 24-109(G)(3) OF THIS SUBTITLE” and substitute “CARRYING LIVE POULTRY”; in line 10, strike “ONCE” and substitute “TWICE”; in the same line, strike “A” and substitute “:

**1. A NORTH AMERICAN STANDARD DRIVER/VEHICLE LEVEL 1 INSPECTION; OR**

**2. A**;

and in line 32, after “VALID” insert “NORTH AMERICAN STANDARD DRIVER/VEHICLE LEVEL 1 INSPECTION OR A VALID”.

On page 9, in line 2, strike “365” and substitute “180”.

On page 10, in line 3, strike “SECTION” and substitute “SUBSECTION”; in the same line, strike “PLANTS” and substitute “FACILITIES”; in lines 5, 6, 7, 8, 9, 10, 11, 12, and 13, strike “1.”, “2.”, “3.”, “4.”, “5.”, “6.”, “7.”, “8.”, and “9.”, respectively, and substitute “(I)”, “(II)”, “(III)”, “(IV)”, “(V)”, “(VI)”, “(VII)”, “(VIII)”, and “(IX)”, respectively; in line 13, strike the semicolon and substitute a period; strike beginning with “THE” in line 14 down through “WITH” in line 15 and substitute “BEFORE OCTOBER 1 EACH YEAR,”; in line 15, strike “COMPANY” and substitute “FACILITY”; strike beginning with “FOR” in line 16 down through “SUBTITLE” in line 19 and substitute “SHALL SUBMIT TO THE STATE HIGHWAY ADMINISTRATION A COMPLETE LIST OF REGISTERED COMBINATIONS OF VEHICLES USED FOR

(Over)

CARRYING LIVE POULTRY IN ACCORDANCE WITH THIS SECTION THAT INCLUDES THE FOLLOWING INFORMATION FOR EACH VEHICLE:

(I) VEHICLE IDENTIFICATION NUMBER;

(II) NUMBER OF AXLES;

(III) MOST RECENT DATE OF INSPECTION REQUIRED UNDER PARAGRAPH (C)(2)(II) OF THIS SECTION; AND

(IV) CURRENT MILEAGE.

(3) THE GOALS FOR THE PERCENTAGE OF THE POULTRY PROCESSING FACILITY INDUSTRY'S COMBINATIONS OF VEHICLES USED FOR CARRYING LIVE POULTRY IN ACCORDANCE WITH THIS SECTION THAT HAVE AN AXLE CONFIGURATION OF NOT LESS THAN SIX AXLES ARE AS FOLLOWS:

(I) 15% BY OCTOBER 31, 2018;

(II) 30% BY OCTOBER 31, 2019;

(III) 45% BY OCTOBER 31, 2020;

(IV) 60% BY OCTOBER 31, 2021; AND

(V) 75% BY OCTOBER 31, 2022.

(4) THE STATE HIGHWAY ADMINISTRATION SHALL USE THE INFORMATION SUBMITTED UNDER PARAGRAPH (2) OF THIS SUBSECTION TO

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**DETERMINE THE PROGRESS MADE TOWARD MEETING THE GOALS ESTABLISHED IN PARAGRAPH (3) OF THIS SUBSECTION**”;

and strike beginning with “(3)” in line 20 down through “BASIS” in line 22 and substitute:

**“(4) ON OR BEFORE DECEMBER 31 EACH YEAR, THE STATE HIGHWAY ADMINISTRATION SHALL REPORT THE INFORMATION SUBMITTED UNDER PARAGRAPH (2) OF THIS SUBSECTION AND THE DETERMINATION MADE UNDER PARAGRAPH (4) OF THIS SUBSECTION TO THE SENATE JUDICIAL PROCEEDINGS COMMITTEE AND THE HOUSE ENVIRONMENT AND TRANSPORTATION COMMITTEE IN ACCORDANCE WITH § 2-1246 OF THE STATE GOVERNMENT ARTICLE”.**

On page 11, after line 21, insert:

**“SECTION 2. AND BE IT FURTHER ENACTED, That:**

**(a) The State Highway Administration shall notify the Department of Legislative Services within 5 days after determining that 45% of the poultry processing facility industry’s combinations of vehicles used for carrying live poultry have an axle configuration of not less than six axles.**

**(b) (1) If the notice required under subsection (a) of this section is not received by the Department of Legislative Services on or before October 31, 2020, this Act shall be abrogated and of no further force and effect without the necessity of further action by the General Assembly.**

**(2) If the notice required under subsection (a) of this section is received by the Department of Legislative Services on or before October 31, 2020, this Act shall,**

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at the end of October 31, 2022, be abrogated and of no further force and effect without the necessity of further action by the General Assembly.”;

in line 22, strike “2.” and substitute “3.”; in the same line, strike “June” and substitute “October”; and strike beginning with “It” in line 23 down through “effect.” in line 25.