

SENATE BILL 240

M4

(PRE-FILED)

5lr0011
CF HB 262

By: **Chair, Education, Energy, and the Environment Committee (By Request – Departmental – Agriculture)**

Requested: September 28, 2024

Introduced and read first time: January 8, 2025

Assigned to: Education, Energy, and the Environment

Committee Report: Favorable with amendments

Senate action: Adopted

Read second time: February 2, 2025

CHAPTER _____

1 AN ACT concerning

2 **Department of Agriculture – Maryland Agricultural Commission and Young**
3 **Farmers**

4 FOR the purpose of altering the membership of the Maryland Agricultural Commission;
5 establishing the Committee on Young Farmers for certain purposes, including to
6 communicate to the Maryland Agricultural Commission on certain matters relating
7 to young farmers in the State; repealing the provisions of law establishing and
8 governing the Young Farmers Advisory Board; and generally relating to the
9 Maryland Agricultural Commission and young farmers in the State.

10 BY repealing and reenacting, with amendments,
11 Article – Agriculture
12 Section 2–201, 2–202, ~~and~~ 2–203(a) and (c), and 2–503(a)(1)(ii)
13 Annotated Code of Maryland
14 (2016 Replacement Volume and 2024 Supplement)

15 BY adding to
16 Article – Agriculture
17 Section 2–206
18 Annotated Code of Maryland
19 (2016 Replacement Volume and 2024 Supplement)

20 BY repealing and reenacting, without amendments,

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 Article – Agriculture
 2 Section 2–503(a)(1)(iii)
 3 Annotated Code of Maryland
 4 (2016 Replacement Volume and 2024 Supplement)

5 BY repealing
 6 Article – Agriculture
 7 Section 2–1001 through 2–1005 and the subtitle “Subtitle 10. Young Farmers
 8 Advisory Board”
 9 Annotated Code of Maryland
 10 (2016 Replacement Volume and 2024 Supplement)

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

13 **Article – Agriculture**
 14 2–201.

15 **(A) IN THIS SUBTITLE, “COMMISSION” MEANS THE MARYLAND**
 16 **AGRICULTURAL COMMISSION ESTABLISHED UNDER § 2–202 OF THIS SUBTITLE.**

17 **(B)** It is the intent of the General Assembly in the enactment of this subtitle to
 18 provide for a broadened representation in policy determinations with regard to
 19 agricultural matters in the State.

20 2–202.

21 **(A)** There is a Maryland Agricultural Commission in the Department.

22 **(B) [It] THE COMMISSION** shall formulate and make proposals for the
 23 advancement of Maryland agriculture by serving as an advisory body to the Secretary on
 24 matters pertaining to agriculture.

25 2–203.

26 **(a)** The Commission [has 31 members.] **CONSISTS OF:**

27 **(1)** One member **WHO** is ex officio and is the principal administrative
 28 official for agricultural affairs at the University System of Maryland as designated by the
 29 Chancellor of the University[.]; **AND**

30 **(2)** The [Governor appoints the remaining 30 members as follows]
 31 **FOLLOWING MEMBERS APPOINTED BY THE GOVERNOR:**

1 [(1)] (I) [Two from a list of at least four nominees representing] **ONE**
2 **REPRESENTATIVE OF** the dairy industry;

3 [(2)] (II) [Two from a list of at least four nominees representing] **ONE**
4 **REPRESENTATIVE OF** the poultry industry;

5 [(3)] (III) One [from a list of at least two nominees representing]
6 **REPRESENTATIVE OF** the livestock industry;

7 [(4)] One from a list of at least two nominees representing the tobacco
8 industry;]

9 [(5)] (IV) [Two from a list of at least four nominees representing] **ONE**
10 **REPRESENTATIVE OF** the [nursery] **NURSERY, LANDSCAPE, AND GREENHOUSE**
11 industry;

12 [(6)] (V) One [from a list of at least two nominees representing]
13 **REPRESENTATIVE OF** the [horticulture] **FRUIT** industry;

14 [(7)] (VI) One [from a list of at least two nominees representing]
15 **REPRESENTATIVE OF** the field crops industry;

16 [(8)] (VII) One [from a list of at least two nominees representing]
17 **REPRESENTATIVE OF** the vegetable industry;

18 [(9)] (VIII) One [from a list of at least two nominees representing]
19 **REPRESENTATIVE OF** the veterinary profession;

20 [(10)] (IX) One [from a list of at least two nominees] **REPRESENTATIVE OF**
21 the Maryland State Grange;

22 [(11)] (X) One [from a list of at least two nominees] **REPRESENTATIVE OF**
23 the Maryland Farm Bureau;

24 [(12)] (XI) [Two without nomination appointed at large from] **ONE**
25 **REPRESENTATIVE OF** services related to agriculture;

26 [(13)] (XII) One [from a list of at least two nominees representing]
27 **REPRESENTATIVE OF** the turf industry;

28 [(14)] (XIII) One [from a list of at least two nominees representing the
29 horse-breeding] **REPRESENTATIVE OF THE EQUINE** industry;

30 [(15)] (XIV) One [from a list of at least two nominees representing]
31 **REPRESENTATIVE OF** the food processing industry;

1 [(16)] (XV) One [without nomination appointed at large from]
2 **REPRESENTATIVE OF** the general public to be the consumer member;

3 [(17)] (XVI) One [from a list of at least two nominees representing]
4 **REPRESENTATIVE OF** the organic farming industry;

5 [(18)] (XVII) One [from a list of at least two nominees representing]
6 **REPRESENTATIVE OF** direct farm marketing;

7 [(19)] (XVIII) One [from a list of at least two nominees representing]
8 **REPRESENTATIVE OF** viticulture;

9 [(20)] (XIX) One [from a list of at least two nominees representing]
10 **REPRESENTATIVE OF** agriculture education in primary or secondary schools;

11 [(21)] (XX) One [from a list of at least two nominees representing]
12 **REPRESENTATIVE OF** agri-business;

13 [(22)] (XXI) One [from a list of at least two nominees representing]
14 **REPRESENTATIVE OF** the forestry industry;

15 [(23)] (XXII) One [from a list of at least two nominees representing]
16 **REPRESENTATIVE OF** the aquaculture industry;

17 [(24)] (XXIII) One [from a list of at least two nominees representing
18 agri-tourism] **REPRESENTATIVE OF VALUE-ADDED AGRICULTURE AND**
19 **AGRITOURISM;**

20 [(25)] (XXIV) One [from a list of two nominees representing]
21 **REPRESENTATIVE OF** the biofuel industry; [and]

22 [(26)] (XXV) One [from a list of at least two nominees representing]
23 **REPRESENTATIVE OF** the hemp industry;

24 (XXVI) **ONE REPRESENTATIVE OF THE CONTROLLED**
25 **ENVIRONMENTAL AGRICULTURE INDUSTRY;**

26 (XXVII) **ONE REPRESENTATIVE OF SOCIALLY**
27 **DISADVANTAGED FARMERS;**

28 (XXVIII) **ONE REPRESENTATIVE OF VETERAN FARMERS;**

1 **(XXIX) ONE REPRESENTATIVE OF THE COMMITTEE ON**
2 **YOUNG FARMERS;**

3 **(XXX) ONE REPRESENTATIVE OF URBAN AND SMALL FARMERS;**
4 **AND**

5 **(XXXI) ONE REPRESENTATIVE OF NEW AND BEGINNING**
6 **FARMERS.**

7 (c) **(1)** The term of membership is 3 years.

8 **(2)** A person may not serve more than two consecutive terms. [Members
9 of the Commission appointed before January 1, 1973, may continue to serve until the
10 expiration of their terms. New appointments shall be made from nominees of the
11 industry, profession, or organization represented by the member whose term is expiring.]

12 **2-206.**

13 **(A) IN THIS SECTION, "COMMITTEE" MEANS THE COMMITTEE ON YOUNG**
14 **FARMERS.**

15 **(B) THERE IS A COMMITTEE ON YOUNG FARMERS.**

16 **(C) (1) THE COMMITTEE CONSISTS OF 10 MEMBERS DESIGNATED BY**
17 **THE SECRETARY IN CONSULTATION WITH THE EXECUTIVE SECRETARY OF THE**
18 **MARYLAND AGRICULTURAL COMMISSION.**

19 **(2) (I) EXCEPT AS PROVIDED IN SUBPARAGRAPH (II) OF THIS**
20 **PARAGRAPH, THE SECRETARY SHALL DESIGNATE THE MEMBERS OF THE**
21 **COMMITTEE ON AN ANNUAL BASIS.**

22 **(II) A MEMBER OF THE COMMITTEE THAT IS APPOINTED AS A**
23 **MEMBER OF THE MARYLAND AGRICULTURAL COMMISSION MAY CONTINUE TO**
24 **SERVE ON THE COMMITTEE UNTIL THE EXPIRATION OF THEIR TERM ON THE**
25 **MARYLAND AGRICULTURAL COMMISSION.**

26 **(D) (1) EACH MEMBER OF THE COMMITTEE SHALL:**

27 **(I) BE INTERESTED IN THE PRESERVATION AND**
28 **DEVELOPMENT OF MARYLAND AGRICULTURE;**

29 **(II) DERIVE AT LEAST 50% OF THE MEMBER'S PERSONAL**
30 **INCOME FROM FARMING OR AGRICULTURAL ACTIVITIES IN THE STATE;**

31 **(III) BE A RESIDENT OF THE STATE; AND**

1 (IV) BE UNDER THE AGE OF 45 YEARS AT THE BEGINNING OF
2 THE MEMBER'S TERM.

3 (2) TO THE EXTENT PRACTICABLE, THE MEMBERS OF THE
4 COMMITTEE SHALL REPRESENT REGIONAL DIVERSITY AND A VARIETY OF
5 INDUSTRIES.

6 (E) THE COMMITTEE SHALL:

7 (1) COMMUNICATE TO THE GENERAL PUBLIC, STATE GOVERNMENT,
8 AND THE MARYLAND AGRICULTURAL COMMISSION THE IMPORTANCE OF YOUNG
9 AND BEGINNING FARMERS TO AGRICULTURE IN THE STATE;

10 (2) IDENTIFY AND ADDRESS ISSUES RELATING TO YOUNG AND
11 BEGINNING FARMERS IN THE STATE AND MAKE RECOMMENDATIONS TO THE
12 MARYLAND AGRICULTURAL COMMISSION; AND

13 (3) HOLD MEETINGS AT LEAST ONCE DURING EACH CALENDAR
14 QUARTER OF THE YEAR.

15 (F) A MEMBER OF THE COMMITTEE:

16 (1) MAY NOT RECEIVE COMPENSATION; BUT

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

19 (G) THE DEPARTMENT SHALL PROVIDE STAFF FOR THE COMMITTEE.

20 2-503.

21 (a) (1) The Maryland Agricultural Land Preservation Foundation shall be
22 governed and administered by a board of trustees composed of:

23 (ii) Nine members from the State at-large to be appointed by the
24 Governor, at least six of whom shall be farmer representatives who are engaged in or
25 retired from active farming from different areas of the State, and four of whom shall be
26 appointed as follows:

27 1. One from a list of three nominees submitted by the
28 Maryland Agricultural Commission;

29 2. One from a list of three nominees submitted by the
30 Maryland Farm Bureau;

1 3. One from a list of three nominees submitted by the
2 Maryland State Grange; and

3 4. One from a list of three nominees submitted by the
4 COMMITTEE ON Young Farmers [Advisory Board]; and

5 (iii) Any designee appointed by an ex officio member under
6 paragraph (3) of this subsection.

7 [Subtitle 10. Young Farmers Advisory Board.]

8 [2-1001.

9 There is a Young Farmers Advisory Board in the Department.]

10 [2-1002.

11 (a) The Young Farmers Advisory Board shall consist of 20 members appointed
12 by the Governor.

13 (b) Of the 20 members:

14 (1) 1 shall be from the Department of Agriculture;

15 (2) 1 shall be from the Department of Economic Competitiveness and
16 Commerce;

17 (3) 1 shall be from the Forestry Program within the Department of
18 Natural Resources;

19 (4) 1 shall be an officer of the Maryland FFA Association;

20 (5) 1 shall be an urban farmer;

21 (6) 1 shall be from the Maryland Farm Bureau; and

22 (7) 14 shall be appointed from the general public.

23 (c) To the extent practicable, the Governor shall attempt to ensure regional
24 diversity among the members of the Advisory Board appointed from the general public.

25 (d) Each member from the general public shall:

26 (1) Be interested in the preservation and development of agriculture and
27 preservation of the agricultural way of life in Maryland;

1 (2) Be under the age of 45 years at the beginning of the member's term;

2 (3) Derive at least 50% of the member's personal income from farming or
3 agricultural activities in the State; and

4 (4) Be a resident of the State.

5 (e) (1) Except for the initial terms of the Advisory Board, the term of a
6 member shall be 3 years.

7 (2) (i) The terms of members are staggered as required by the terms
8 provided for members of the Advisory Board on October 1, 2004.

9 (ii) The terms of the initial members shall be staggered evenly
10 between 2 years and 3 years as the Advisory Board shall determine at the Board's first
11 meeting.]

12 [2-1003.

13 The Advisory Board shall:

14 (1) Annually elect from its members a chairperson, a vice chairperson,
15 and a secretary of the Advisory Board at the Advisory Board's first meeting of the
16 calendar year;

17 (2) Communicate to the general public, the federal government, the State
18 government, and Maryland Agricultural Commission the importance of young and
19 beginning farmers to agriculture in the State;

20 (3) Identify and address issues relating to young and beginning farmers
21 in the State and make recommendations to the Maryland Agricultural Commission;

22 (4) Establish committees, as necessary, to develop projects relating to the
23 aspects of life for young and beginning farmers in the State;

24 (5) Hold meetings at least once during each calendar quarter of the year;
25 and

26 (6) Adopt a mission statement and administrative procedures to
27 implement this subtitle.]

28 [2-1004.

29 (a) A member of the Advisory Board:

30 (1) May not receive compensation; but

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

3 (b) The Department shall provide staff for the Advisory Board.]

4 [2-1005.

5 The chairperson, or the chairperson's designee, shall:

6 (1) Attend meetings of the Maryland Agricultural Commission; and

7 (2) Provide a quarterly report to the Maryland Agricultural Commission.]

8 SECTION 2. AND BE IT FURTHER ENACTED, That this Act shall take effect
9 October 1, 2025.

Approved:

Governor.

President of the Senate.

Speaker of the House of Delegates.