



Education, Energy, and the Environment Committee  
2 West Miller Senate Office Building  
Annapolis, MD 21401

February 11, 2025

RE: **SUPPORT Senate Bill 34**

Dear Committee Chair Feldman, Vice Chair Kagan and Esteemed Committee Members:

Land Preservation Trust, Inc. (LPT), a local land trust that holds over 380 conservation easements on over 14,600 acres of land and is the administrator of the Piney Run Rural Legacy Area for the State of Maryland, **supports Senate Bill 34**, a measure that would protect Maryland's longstanding investment in agricultural and open space land by **requiring the Public Service Commission (PSC) to minimize the impact of new electric transmission lines on privately owned land subject to the terms of an agricultural or conservation easement.**

For over 40 years, Maryland has invested to protect agricultural and open space land throughout the State by purchasing conservation easements on properties and by creating the legal structures to support donations of conservation easements. Conservation easements achieve critical State goals at a significantly lower cost than the outright purchase of land. Conserved land is limited in perpetuity to specific uses, including agriculture, woodlands, wetlands and open space, and conservation easements almost always limit the number of houses and subdivisions of the property. The owners of conserved land retain possession of the property, subject to the terms of a conservation easement, and remain solely responsible for the care and upkeep of the conserved land. In other words, conservation easements allow the State to dedicate land to an important public purpose at a low acquisition cost, with no ongoing expense as the owner of the land.

Preserved and open space land is critical to maintaining Maryland's largest economic sector, agriculture, and to promoting the health of the natural ecosystems on which all of Maryland's residents rely:

- **Water Quality:** preserved land reduces runoff and filters water, limiting the flow and decreasing the temperature of surface water running into the Chesapeake Bay
- **Air Quality:** agricultural land, open space and woodlands filter the air and improve air quality for their surrounding communities
- **Carbon Capture:** active agriculture and open space, particularly woodlands, captures significant carbon and retains carbon in the soil and in trees
- **Greenhouse Gas:** agricultural and open space lands, per acre, emit less than 2% of the greenhouse gases emitted from developed land

Preserved agricultural and open space land maintains the scenic views and rural character of the communities in which it is located, allowing local families to provide fresh food to their communities and preserving opportunities for hunting, hiking, cycling and horseback riding that are important to Maryland's citizens. The agricultural, natural and cultural resource preservation benefits of conserving land are so valuable that Maryland's Rural Legacy Program deeds of easement specifically designate the protected uses of the conserved properties to be their "highest public use."

Landowners take the decision to conserve their land very carefully, understanding that conserving their land imposes significant restrictions on the use of the land going forward. These landowners have committed to the State to preserve their land in perpetuity, and **SB 34 will assure that the State also will prioritize the protection of its conserved land.**

Conserving agricultural and open space land dedicates the land to a critically important public use: SB 34 will protect private land already devoted to public use from being condemned for building transmission lines by requiring the PSC to evaluate alternative routes for new lines and to minimize the impact of new lines on conserved land. SB 34 does not prohibit the use of conserved lands for new transmission lines, accommodating both conservation and economic progress.

Finally, protecting conserved land is critical to Maryland's success in achieving its goal of protecting 40% of the State by 2040, adopted in the Maryland the Beautiful Act of 2023 (which targets conserving another 600,000 acres by 2040).

To summarize – **enacting Senate Bill 34 will protect Maryland's longstanding investment in agricultural and open space land by minimizing the impact of any new transmission lines on privately owned conserved land.**

We respectfully urge a **positive report on Senate Bill 34.**

Michael J. Sonnenfeld, Easement and Stewardship Committee