

HOUSE BILL 567

P2, M3

4lr2453

By: **Delegates Bromwell and Kipke**

Introduced and read first time: January 29, 2014

Assigned to: Health and Government Operations

A BILL ENTITLED

1 AN ACT concerning

2 **Procurement – State Vehicle Fleet – Biodiesel or Biofuel Requirements**

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

10 BY repealing and reenacting, with amendments,
11 Article – State Finance and Procurement
12 Section 14–408
13 Annotated Code of Maryland
14 (2009 Replacement Volume and 2013 Supplement)

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

17 **Article – State Finance and Procurement**

18 14–408.

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

20 (1) a fuel, comprised of mono–alkyl esters of long chain fatty acids
21 derived from vegetable oils or animal fats, that is designated B100 and meets the
22 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) [In fiscal year 2008 and in each subsequent fiscal year, the] **THE** State
5 shall ensure that [at least 50%] **ALL** of the vehicles using diesel fuel in the State
6 vehicle fleet use a blend of fuel [that is at least 5% biodiesel fuel or other biofuel]
7 approved by the U.S. Environmental Protection Agency as a fuel or fuel additive or
8 approved under the EPA Renewable Fuels Standard 2 program **THAT:**

9 **(1) BEGINNING IN FISCAL YEAR 2008 AND UNTIL DECEMBER 31,**
10 **2014, IS AT LEAST 5% BIODIESEL FUEL OR OTHER BIOFUEL;**

11 **(2) ON AND AFTER JANUARY 1, 2015, IS AT LEAST 10% BIODIESEL**
12 **FUEL OR OTHER BIOFUEL; AND**

13 **(3) ON AND AFTER JANUARY 1, 2016, IS AT LEAST 20% BIODIESEL**
14 **FUEL OR OTHER BIOFUEL.**

15 (c) In fiscal year 2009 and in each subsequent fiscal year, the State shall
16 ensure that at least 50% of the heavy equipment owned by the State using diesel fuel
17 and at least 50% of the heating equipment in State buildings that uses normal or #2
18 heating oil use, subject to availability, a blend of fuel that is at least 5% biodiesel fuel
19 or other biofuel approved by the U.S. Environmental Protection Agency as a fuel or
20 fuel additive or approved under the EPA Renewable Fuels Standard 2 program.

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

25 **SECTION 2. AND BE IT FURTHER ENACTED, That this Act shall take effect**
26 **October 1, 2014.**