

HOUSE BILL 1048

N1

3lr2865

By: **Delegates Niemann, Beidle, Bobo, Carr, Carter, Frush, Glenn, Hubbard, Lafferty, Oaks, S. Robinson, and Stein**

Introduced and read first time: February 8, 2013

Assigned to: Environmental Matters

A BILL ENTITLED

1 AN ACT concerning

2 **Real Property – Sale of Property – Lead–Contaminated Dust Test Required**

3 FOR the purpose of requiring a certain vendor of certain property to deliver to each
4 purchaser the results of a certain lead–contaminated dust test under certain
5 circumstances; authorizing a purchaser to waive the right to receive the results;
6 and generally relating to the sale of real property.

7 BY adding to

8 Article – Real Property

9 Section 10–711

10 Annotated Code of Maryland

11 (2010 Replacement Volume and 2012 Supplement)

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

14 **Article – Real Property**

15 **10–711.**

16 **(A) THIS SECTION APPLIES TO THE SALE OF PROPERTY ON WHICH A**
17 **DWELLING BUILT ON OR BEFORE DECEMBER 31, 1977, IS LOCATED.**

18 **(B) SUBJECT TO SUBSECTION (C) OF THIS SECTION, AT LEAST 7 DAYS**
19 **BEFORE SETTLEMENT OF A CONTRACT FOR THE SALE OF PROPERTY, A VENDOR**
20 **SHALL DELIVER TO EACH PURCHASER THE RESULTS OF A**
21 **LEAD–CONTAMINATED DUST TEST PERFORMED FOR THE PROPERTY IN**
22 **ACCORDANCE WITH THE PROCEDURES AND STANDARDS ADOPTED UNDER §**
23 **6–816 OF THE ENVIRONMENT ARTICLE.**

EXPLANATION: CAPITALS INDICATE MATTER ADDED TO EXISTING LAW.

[Brackets] indicate matter deleted from existing law.



1 **(C) A PURCHASER MAY WAIVE IN WRITING THE RIGHT TO RECEIVE THE**
2 **RESULTS OF A LEAD-CONTAMINATED DUST TEST.**

3 SECTION 2. AND BE IT FURTHER ENACTED, That this Act shall take effect
4 October 1, 2013.