A BILL ENTITLED

AN ACT concerning

Environment – Hazardous Materials – Disposal of Synthetic Turf and Turf Infill

FOR the purpose of requiring a person to dispose of synthetic turf and turf infill only in certain facilities; prohibiting a person from incinerating synthetic turf and turf infill; requiring the Department of the Environment to establish a system for tracking the chain of custody of synthetic turf and turf infill; requiring the Department to publish the chain of custody on its website; requiring a person or controlled hazardous substance facility to dispose of synthetic turf and turf infill in a manner that prevents contamination to air, soil, or water; prohibiting the reuse of synthetic turf and turf infill unless it is processed and reused in a certain manner; defining certain terms; and generally relating to the disposal of synthetic turf and turf infill.

BY renumbering

Article – Environment

Section 9–228.1 and 9–229, respectively
to be Section 9–229 and 9–229.1, respectively
Annotated Code of Maryland
(2014 Replacement Volume and 2018 Supplement)

BY adding to

Article – Environment
Section 9–228.1
Annotated Code of Maryland
(2014 Replacement Volume and 2018 Supplement)

BY repealing and reenacting, with amendments,

Article – Environment
Section 9–268
Annotated Code of Maryland
(2014 Replacement Volume and 2018 Supplement)

EXPLANATION: CAPITALS INDICATE MATTER ADDED TO EXISTING LAW.
[Brackets] indicate matter deleted from existing law.
SECTION 1. BE IT ENACTED BY THE GENERAL ASSEMBLY OF MARYLAND, That Section(s) 9–228.1 and 9–229, respectively, of Article – Environment of the Annotated Code of Maryland be renumbered to be Section(s) 9–229 and 9–229.1, respectively.

SECTION 2. AND BE IT FURTHER ENACTED, That the Laws of Maryland read as follows:

Article – Environment

9–228.1.

(A) (1) IN THIS SECTION THE FOLLOWING WORDS HAVE THE MEANINGS INDICATED.

(2) "CLOSED–LOOP RECYCLING" MEANS A PROCESS BY WHICH THE RESOURCES FROM A DISCARDED PRODUCT ARE REUSED TO MAKE THE SAME PRODUCT.

(3) "CLOSED–LOOP RECYCLING FACILITY" MEANS A FACILITY THAT ACCEPTS SYNTHETIC TURF OR SYNTHETIC TURF INFILL FOR CLOSED–LOOP RECYCLING.

(4) "CONTROLLED HAZARDOUS SUBSTANCE FACILITY" HAS THE MEANING STATED IN § 7–201 OF THIS ARTICLE.

(5) "SYNTHETIC TURF" MEANS PLASTIC TUFTED CARPET THAT:

(I) IS INTENDED TO HAVE, OR INCIDENTALLY HAS, AN APPEARANCE THAT MIMICS GRASS; AND

(II) FUNCTIONS AS A REPLACEMENT TO GRASS.

(6) "TURF INFILL" MEANS MATERIAL POURED ON TOP OF SYNTHETIC TURF TO HOLD SYNTHETIC TURF BLADES IN PLACE, INCLUDING SHREDDED OR GRANULATED TIRES, RUBBER, OR PLASTIC.

(B) (1) A PERSON SHALL DISPOSE OF SYNTHETIC TURF AND TURF INFILL ONLY:

(I) IN A CONTROLLED HAZARDOUS SUBSTANCE FACILITY; OR

(II) AT A CLOSED–LOOP RECYCLING FACILITY.
(2) A person may not incinerate synthetic turf or turf infill.

(C) (1) The Department shall establish a system to track the chain of custody of synthetic turf and turf infill from its generation to its final disposal or reuse, including:

(i) The manufacturer of the synthetic turf or turf infill;

(ii) The business or contractor that installs the synthetic turf or turf infill;

(iii) The owner of the synthetic turf or turf infill;

(iv) The hauler that transports the synthetic turf or turf infill to its final site of disposal; and

(v) The controlled hazardous substance facility or closed-loop recycling facility that accepts the synthetic turf or turf infill for disposal or reuse.

(2) The Department shall publish the chain of custody on its website.

(D) A person or controlled hazardous substance facility shall dispose of synthetic turf and turf infill in a manner that prevents the material from contaminating air, soil, or water.

(E) Notwithstanding any other provision of law, synthetic turf and turf infill may not be reused unless the material is processed at a closed-loop recycling facility, broken down into its component parts, and used for manufacturing new synthetic turf and turf infill as part of a closed-loop recycling program.

9–268.

Except for violations of Part III of this subtitle and violations enforced under §§ [9–229(b)] 9–229.1(b), 9–267, and 9–268.1 of this subtitle, the provisions of §§ 9–334 through 9–344 of this title shall be used and shall apply to enforce violations of:

(1) This subtitle;

(2) Any regulation adopted under this subtitle; or
(3) Any order or permit issued under this subtitle.

SECTION 3. AND BE IT FURTHER ENACTED, That this Act shall take effect October 1, 2019.