

SENATE BILL 82

J1
HB 1138/18 – HGO

(PRE-FILED)

9lr0723
CF HB 299

By: **Senator Lam**

Requested: November 13, 2018

Introduced and read first time: January 9, 2019

Assigned to: Finance

Committee Report: Favorable with amendments

Senate action: Adopted

Read second time: February 15, 2019

CHAPTER _____

1 AN ACT concerning

2 **Public Health – Sale and Distribution of Products Containing NMP and DCM –**
3 **Prohibition**

4 FOR the purpose of prohibiting, on or after a certain date, the sale or distribution of any
5 paint or coating removal product that contains N–Methylpyrrolidone or methylene
6 chloride, also known as dichloromethane, under certain circumstances; establishing
7 ~~a certain penalty for a certain violation~~ providing that a person is subject to certain
8 penalties imposed by the Maryland Department of Health for certain violations; and
9 generally relating to a prohibition on the sale or distribution of products that contain
10 N–Methylpyrrolidone or methylene chloride.

11 BY adding to
12 Article – Health – General
13 Section 24–308
14 Annotated Code of Maryland
15 (2015 Replacement Volume and 2018 Supplement)

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

18 **Article – Health – General**

19 **24–308.**

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 (A) ON OR AFTER JANUARY 1, 2021, A PERSON, THROUGH A RETAIL
2 ESTABLISHMENT, MAY NOT SELL OR DISTRIBUTE IN COMMERCE FOR
3 NONCOMMERCIAL USE ANY PAINT OR COATING REMOVAL PRODUCT THAT CONTAINS
4 N-METHYLPYRROLIDONE (NMP) OR METHYLENE CHLORIDE, ALSO KNOWN AS
5 DICHLOROMETHANE (DCM).

6 (B) A PERSON THAT VIOLATES THIS SECTION OR ANY REGULATION
7 ADOPTED BY THE SECRETARY TO CARRY OUT THIS SECTION IS ~~GUILTY OF A~~
8 ~~MISDEMEANOR AND ON CONVICTION IS SUBJECT TO A FINE NOT EXCEEDING \$1,000~~
9 ~~FOR EACH VIOLATION:~~

10 (1) FOR A FIRST OFFENSE, A WARNING ISSUED BY THE DEPARTMENT;

11 (2) FOR A SECOND OFFENSE, A CIVIL PENALTY OF \$500 IMPOSED BY
12 THE DEPARTMENT; AND

13 (3) FOR A THIRD OR SUBSEQUENT OFFENSE, A CIVIL PENALTY OF
14 \$1,000 IMPOSED BY THE DEPARTMENT.

15 SECTION 2. AND BE IT FURTHER ENACTED, That this Act shall take effect
16 October 1, 2019.

Approved:

Governor.

President of the Senate.

Speaker of the House of Delegates.