
By: Delegate Stup

Introduced and read first time: January 15, 1996

Assigned to: Environmental Matters

A BILL ENTITLED

1 AN ACT concerning

2 **Lead Poisoning - Reduction of Risk in Housing - Exemption**

3 FOR the purpose of exempting certain affected property from certain provisions of law
4 requiring the reduction of lead risk in housing; and generally relating to the
5 reduction of lead risk in housing.

6 BY repealing and reenacting, with amendments,
7 Article - Environment
8 Section 6-803
9 Annotated Code of Maryland
10 (1993 Replacement Volume and 1995 Supplement)

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

13 **Article - Environment**

14 6-803.

15 (a) This subtitle applies to:

16 (1) Affected property; and

17 (2) Notwithstanding subsection (b) of this section, any residential rental
18 property, the owner of which elects to comply with this subtitle.

19 (b) This subtitle does not apply to:

20 (1) Property not expressly covered in subsection (a) of this section;

21 (2) Affected property owned or operated by a unit of federal, State, or local
22 government, or any public, quasi-public, or municipal corporation, if the affected
23 property is subject to lead standards that are equal to, or more stringent than, the risk
24 reduction standard established under § 6-815 of this subtitle; [or]

25 (3) Affected property which is certified to be lead-free pursuant to § 6-804
26 of this subtitle; OR

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1 (4) AFFECTED PROPERTY THAT QUALIFIES AS HOUSING FOR OLDER
2 PERSONS UNDER ARTICLE 49B, § 20 OF THE CODE AND THE FEDERAL FAIR HOUSING
3 ACT BECAUSE IT:

4 (I) IS PROVIDED UNDER ANY STATE OR FEDERAL PROGRAM
5 THAT IS SPECIFICALLY DESIGNED AND OPERATED TO ASSIST ELDERLY PERSONS, AS
6 DEFINED IN THE STATE OR FEDERAL PROGRAM;

7 (II) IS INTENDED FOR, AND SOLELY OCCUPIED BY, PERSONS 62
8 YEARS OF AGE OR OLDER;

9 (III) IS INTENDED AND OPERATED FOR OCCUPANCY BY AT LEAST 1
10 PERSON 55 YEARS OF AGE OR OLDER PER UNIT; OR

11 (IV) MEETS THE REQUIREMENTS SET OUT IN REGULATIONS
12 ADOPTED BY THE SECRETARY OF THE U.S. DEPARTMENT OF HOUSING AND URBAN
13 DEVELOPMENT UNDER THE FEDERAL FAIR HOUSING ACT.

14 SECTION 2. AND BE IT FURTHER ENACTED, That this Act shall take effect
15 October 1, 1996.