
By: **Delegates Rudolph and McComas**
Introduced and read first time: February 8, 2006
Assigned to: Environmental Matters

A BILL ENTITLED

1 AN ACT concerning

2 **Environment - Methamphetamine Laboratories - Standards for Cleanup**

3 FOR the purpose of requiring the Department of the Environment, on or before a
4 certain date, to adopt regulations establishing standards for the cleanup of
5 methamphetamine laboratories; defining certain terms; and generally relating
6 to standards for the cleanup of methamphetamine laboratories.

7 BY adding to
8 Article - Environment
9 Section 6-1301 and 6-1302 to be under the new subtitle "Subtitle 13. Standards
10 for the Cleanup of Methamphetamine Laboratories"
11 Annotated Code of Maryland
12 (1996 Replacement Volume and 2005 Supplement)

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

15 **Article - Environment**

16 **SUBTITLE 13. STANDARDS FOR THE CLEANUP OF METHAMPHETAMINE**
17 **LABORATORIES.**

18 6-1301.

19 (A) IN THIS SUBTITLE THE FOLLOWING WORDS HAVE THE MEANINGS
20 INDICATED.

21 (B) "METHAMPHETAMINE" HAS THE MEANING STATED IN § 5-403 OF THE
22 CRIMINAL LAW ARTICLE.

23 (C) (1) "METHAMPHETAMINE LABORATORY" MEANS THE AREA WHERE
24 METHAMPHETAMINE AND ANY PRECURSOR SUBSTANCES AND TOXIC MATERIALS
25 USED IN THE MANUFACTURING PROCESS HAVE BEEN MANUFACTURED, COOKED,
26 DISPOSED OF, OR STORED.

1 (2) "METHAMPHETAMINE LABORATORY" INCLUDES:

2 (I) A COOKING OR PROCESSING AREA WHERE THERE MAY BE
3 SPILLS, BOIL-OVERS, EXPLOSIONS, AND THE PRESENCE OF CHEMICAL FUMES AND
4 GASES FROM THE COOKING PROCESSES;

5 (II) AN INDOOR AND OUTDOOR DISPOSAL AREA; AND

6 (III) ANY STORAGE AREA USED FOR THE PRECURSOR SUBSTANCES
7 AND TOXIC MATERIALS USED IN THE MANUFACTURING PROCESS.

8 (D) "PROPERTY" INCLUDES LAND, BUILDINGS, STRUCTURES, AND VEHICLES.

9 6-1302.

10 (A) ON OR BEFORE OCTOBER 1, 2007, THE DEPARTMENT SHALL ADOPT
11 REGULATIONS THAT ESTABLISH STANDARDS FOR THE CLEANUP OF
12 METHAMPHETAMINE LABORATORIES.

13 (B) THE REGULATIONS SHALL:

14 (1) ADDRESS PROCEDURES FOR SAMPLING AND TESTING PROPERTY
15 THAT MAY HAVE BEEN A METHAMPHETAMINE LABORATORY SITE;

16 (2) IDENTIFY THE SUBSTANCES ASSOCIATED WITH
17 METHAMPHETAMINE PRODUCTION THAT POSE A SUBSTANTIAL RISK OF HARM TO
18 PERSONS WHO OCCUPY OR USE THE PROPERTY OR TO THE PUBLIC HEALTH;

19 (3) SET LEVELS OF CONTAMINATION FROM SUBSTANCES ASSOCIATED
20 WITH METHAMPHETAMINE PRODUCTION THAT MAKE A PROPERTY UNFIT FOR USE;

21 (4) ESTABLISH GUIDELINES FOR THE DECONTAMINATION OF PROPERTY
22 THAT IS DETERMINED TO BE UNFIT FOR USE; AND

23 (5) ESTABLISH GUIDELINES FOR SOIL OR GROUNDWATER CLEANUP
24 FROM METHAMPHETAMINE LABORATORY CONTAMINATION.

25 SECTION 2. AND BE IT FURTHER ENACTED, That this Act shall take effect
26 October 1, 2006.