

HOUSE BILL 642

R6, M3

71r2453

By: **Delegate O'Donnell**

Introduced and read first time: February 8, 2007

Assigned to: Environmental Matters

A BILL ENTITLED

1 AN ACT concerning

2 **Transportation – Septic Tank Pump Trucks – Hazardous Materials Placards**

3 FOR the purpose of requiring certain regulations adopted pertaining to the
4 transportation of hazardous materials to include a requirement that septic tank
5 pump trucks display a placard indicating that the truck is transporting
6 hazardous materials; and generally relating to the transportation of hazardous
7 materials.

8 BY repealing and reenacting, with amendments,
9 Article – Transportation
10 Section 22–409
11 Annotated Code of Maryland
12 (2006 Replacement Volume and 2006 Supplement)

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

15 **Article – Transportation**

16 22–409.

17 (a) (1) The Administrator and the Secretary of the Department of the
18 Environment jointly shall adopt such regulations as are necessary for the safe
19 transportation of hazardous materials.

EXPLANATION: CAPITALS INDICATE MATTER ADDED TO EXISTING LAW.

[Brackets] indicate matter deleted from existing law.



1 (2) [The] **SUBJECT TO PARAGRAPH (3) OF THIS SUBSECTION, THE**
2 regulations adopted under this subsection shall duplicate or be consistent with the
3 hazardous materials transportation regulations contained in 49 CFR, Parts 107
4 through 180, and all amendments to those regulations.

5 **(3) THE REGULATIONS ADOPTED UNDER THIS SECTION SHALL**
6 **REQUIRE THAT EACH SEPTIC TANK PUMP TRUCK DISPLAY A PLACARD**
7 **INDICATING THAT THE TRUCK IS TRANSPORTING HAZARDOUS MATERIALS.**

8 (b) (1) Any person engaged in the shipping and transporting of hazardous
9 materials, regardless of whether the person's functions are related to the preparation
10 or transportation of the materials or whether the transporting involves interstate or
11 intrastate movements, shall comply with the regulations adopted under this section.

12 (2) All persons engaged in the manufacture, fabrication, marking,
13 maintenance, reconditioning, repair, or retesting of packaging shall comply with the
14 regulations adopted under this section.

15 (c) The Administrator may exempt through regulation certain persons from
16 the regulations adopted under this section if the Administrator determines based on
17 the evidence presented that public and environmental safety would not be adversely
18 affected.

19 SECTION 2. AND BE IT FURTHER ENACTED, That this Act shall take effect
20 October 1, 2007.