

HOUSE BILL 977

M3

2lr1802

By: **Delegates Rosenberg and Oaks**

Introduced and read first time: February 10, 2012

Assigned to: Environmental Matters

A BILL ENTITLED

1 AN ACT concerning

2 **Environment – Reduction of Lead Risk in Housing – Renovations and**
3 **Repairs**

4 FOR the purpose of requiring an activity that disturbs more than a certain number of
5 feet of painted surface in certain residential dwellings to pass a certain test for
6 lead-contaminated dust; authorizing the Department of the Environment to
7 administer a certain program consistent with certain federal regulations;
8 requiring the Department to seek authorization to enforce certain federal
9 regulations on or before a certain date; and generally relating to renovations
10 and repairs that disturb lead-based paint.

11 BY adding to

12 Article – Environment

13 Section 6–848.3 and 6–848.4

14 Annotated Code of Maryland

15 (2007 Replacement Volume and 2011 Supplement)

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

18 **Article – Environment**

19 **6–848.3.**

20 **EXCEPT FOR AFFECTED PROPERTIES THAT ARE SUBJECT TO MORE**
21 **STRINGENT REQUIREMENTS UNDER THIS SUBTITLE, AN ACTIVITY THAT**
22 **DISTURBS MORE THAN 3 SQUARE FEET OF PAINTED SURFACE IN AN**
23 **OWNER-OCCUPIED RESIDENTIAL DWELLING UNIT BUILT BEFORE 1978 OR A**
24 **RESIDENTIAL RENTAL UNIT BUILT BEFORE 1978 SHALL PASS THE TEST FOR**
25 **LEAD-CONTAMINATED DUST UNDER § 6–816 OF THIS SUBTITLE.**

EXPLANATION: CAPITALS INDICATE MATTER ADDED TO EXISTING LAW.

[Brackets] indicate matter deleted from existing law.



1 **6-848.4.**

2 **THE DEPARTMENT MAY ADMINISTER A RENOVATION, REPAIR, AND**
3 **PAINING PROGRAM CONSISTENT WITH THE ENVIRONMENTAL PROTECTION**
4 **AGENCY'S RENOVATION, REPAIR AND PAINTING RULE, 40 C.F.R. 745,**
5 **SUBPART E.**

6 SECTION 2. AND BE IT FURTHER ENACTED, That the Department of the
7 Environment shall seek authorization to enforce the Environmental Protection
8 Agency's Renovation, Repair and Painting Rule on or before March 31, 2013.

9 SECTION 3. AND BE IT FURTHER ENACTED, That this Act shall take effect
10 October 1, 2012.