

HOUSE BILL 1142

M3

9lr2537

By: **Delegates Lehman, Pena–Melnyk, Acevero, Barron, Carr, Charkoudian, Moon, Qi, Shetty, Solomon, Stewart, and K. Young**

Introduced and read first time: February 8, 2019

Assigned to: Environment and Transportation

A BILL ENTITLED

1 AN ACT concerning

2 **Environment – Hazardous Materials – Disposal of Synthetic Turf and Turf Infill**

3 FOR the purpose of requiring a person to dispose of synthetic turf and turf infill only in
4 certain facilities; prohibiting a person from incinerating synthetic turf and turf infill;
5 requiring the Department of the Environment to establish a system for tracking the
6 chain of custody of synthetic turf and turf infill; requiring the Department to publish
7 the chain of custody on its website; requiring a person or controlled hazardous
8 substance facility to dispose of synthetic turf and turf infill in a manner that prevents
9 contamination to air, soil, or water; prohibiting the reuse of synthetic turf and turf
10 infill unless it is processed and reused in a certain manner; defining certain terms;
11 and generally relating to the disposal of synthetic turf and turf infill.

12 BY renumbering

13 Article – Environment

14 Section 9–228.1 and 9–229, respectively

15 to be Section 9–229 and 9–229.1, respectively

16 Annotated Code of Maryland

17 (2014 Replacement Volume and 2018 Supplement)

18 BY adding to

19 Article – Environment

20 Section 9–228.1

21 Annotated Code of Maryland

22 (2014 Replacement Volume and 2018 Supplement)

23 BY repealing and reenacting, with amendments,

24 Article – Environment

25 Section 9–268

26 Annotated Code of Maryland

27 (2014 Replacement Volume and 2018 Supplement)

EXPLANATION: CAPITALS INDICATE MATTER ADDED TO EXISTING LAW.

[Brackets] indicate matter deleted from existing law.



1 SECTION 1. BE IT ENACTED BY THE GENERAL ASSEMBLY OF MARYLAND,
2 That Section(s) 9–228.1 and 9–229, respectively, of Article – Environment of the Annotated
3 Code of Maryland be renumbered to be Section(s) 9–229 and 9–229.1, respectively.

4 SECTION 2. AND BE IT FURTHER ENACTED, That the Laws of Maryland read
5 as follows:

6 **Article – Environment**

7 **9–228.1.**

8 (A) (1) IN THIS SECTION THE FOLLOWING WORDS HAVE THE MEANINGS
9 INDICATED.

10 (2) “CLOSED–LOOP RECYCLING” MEANS A PROCESS BY WHICH THE
11 RESOURCES FROM A DISCARDED PRODUCT ARE REUSED TO MAKE THE SAME
12 PRODUCT.

13 (3) “CLOSED–LOOP RECYCLING FACILITY” MEANS A FACILITY THAT
14 ACCEPTS SYNTHETIC TURF OR SYNTHETIC TURF INFILL FOR CLOSED–LOOP
15 RECYCLING.

16 (4) “CONTROLLED HAZARDOUS SUBSTANCE FACILITY” HAS THE
17 MEANING STATED IN § 7–201 OF THIS ARTICLE.

18 (5) “SYNTHETIC TURF” MEANS PLASTIC TUFTED CARPET THAT:

19 (I) IS INTENDED TO HAVE, OR INCIDENTALY HAS, AN
20 APPEARANCE THAT MIMICS GRASS; AND

21 (II) FUNCTIONS AS A REPLACEMENT TO GRASS.

22 (6) “TURF INFILL” MEANS MATERIAL Poured ON TOP OF SYNTHETIC
23 TURF TO HOLD SYNTHETIC TURF BLADES IN PLACE, INCLUDING SHREDDED OR
24 GRANULATED TIRES, RUBBER, OR PLASTIC.

25 (B) (1) A PERSON SHALL DISPOSE OF SYNTHETIC TURF AND TURF INFILL
26 ONLY:

27 (I) IN A CONTROLLED HAZARDOUS SUBSTANCE FACILITY; OR

28 (II) AT A CLOSED–LOOP RECYCLING FACILITY.

1 **(2) A PERSON MAY NOT INCINERATE SYNTHETIC TURF OR TURF**
2 **INFILL.**

3 **(C) (1) THE DEPARTMENT SHALL ESTABLISH A SYSTEM TO TRACK THE**
4 **CHAIN OF CUSTODY OF SYNTHETIC TURF AND TURF INFILL FROM ITS GENERATION**
5 **TO ITS FINAL DISPOSAL OR REUSE, INCLUDING:**

6 **(I) THE MANUFACTURER OF THE SYNTHETIC TURF OR TURF**
7 **INFILL;**

8 **(II) THE BUSINESS OR CONTRACTOR THAT INSTALLS THE**
9 **SYNTHETIC TURF OR TURF INFILL;**

10 **(III) THE OWNER OF THE SYNTHETIC TURF OR TURF INFILL;**

11 **(IV) THE HAULER THAT TRANSPORTS THE SYNTHETIC TURF OR**
12 **TURF INFILL TO ITS FINAL SITE OF DISPOSAL; AND**

13 **(V) THE CONTROLLED HAZARDOUS SUBSTANCE FACILITY OR**
14 **CLOSED-LOOP RECYCLING FACILITY THAT ACCEPTS THE SYNTHETIC TURF OR TURF**
15 **INFILL FOR DISPOSAL OR REUSE.**

16 **(2) THE DEPARTMENT SHALL PUBLISH THE CHAIN OF CUSTODY ON**
17 **ITS WEBSITE.**

18 **(D) A PERSON OR CONTROLLED HAZARDOUS SUBSTANCE FACILITY SHALL**
19 **DISPOSE OF SYNTHETIC TURF AND TURF INFILL IN A MANNER THAT PREVENTS THE**
20 **MATERIAL FROM CONTAMINATING AIR, SOIL, OR WATER.**

21 **(E) NOTWITHSTANDING ANY OTHER PROVISION OF LAW, SYNTHETIC TURF**
22 **AND TURF INFILL MAY NOT BE REUSED UNLESS THE MATERIAL IS PROCESSED AT A**
23 **CLOSED-LOOP RECYCLING FACILITY, BROKEN DOWN INTO ITS COMPONENT PARTS,**
24 **AND USED FOR MANUFACTURING NEW SYNTHETIC TURF AND TURF INFILL AS PART**
25 **OF A CLOSED-LOOP RECYCLING PROGRAM.**

26 9-268.

27 Except for violations of Part III of this subtitle and violations enforced under §§
28 [9-229(b)] **9-229.1(B)**, 9-267, and 9-268.1 of this subtitle, the provisions of §§ 9-334
29 through 9-344 of this title shall be used and shall apply to enforce violations of:

30 (1) This subtitle;

31 (2) Any regulation adopted under this subtitle; or

1 (3) Any order or permit issued under this subtitle.

2 SECTION 3. AND BE IT FURTHER ENACTED, That this Act shall take effect
3 October 1, 2019.