

HOUSE BILL 131

M3
HB 857/21 – ENT & ECM

(PRE-FILED)

2lr0335
CF 2lr0336

By: **Delegate Lehman**

Requested: July 13, 2021

Introduced and read first time: January 12, 2022

Assigned to: Environment and Transportation

A BILL ENTITLED

1 AN ACT concerning

2 **Environment – Synthetic Turf and Turf Infill – Chain of Custody**

3 FOR the purpose of requiring a producer of synthetic turf and turf infill sold or distributed
4 in the State to establish a system to track the chain of custody of the synthetic turf
5 and turf infill and report the chain of custody to the Department of the Environment;
6 requiring a certain owner of synthetic turf and turf infill to report certain
7 information to the Department; requiring the Department to develop and maintain
8 a website that displays certain chain of custody information; making a violation of
9 this Act a civil offense; and generally relating to synthetic turf and turf infill.

10 BY adding to

11 Article – Environment

12 Section 9–2401 through 9–2404 to be under the new subtitle “Subtitle 24. Synthetic
13 Turf and Turf Infill”

14 Annotated Code of Maryland

15 (2014 Replacement Volume and 2021 Supplement)

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

18 **Article – Environment**

19 **SUBTITLE 24. SYNTHETIC TURF AND TURF INFILL.**

20 **9–2401.**

21 **(A) IN THIS SUBTITLE THE FOLLOWING WORDS HAVE THE MEANINGS**
22 **INDICATED.**

EXPLANATION: CAPITALS INDICATE MATTER ADDED TO EXISTING LAW.

[Brackets] indicate matter deleted from existing law.



1 (B) "PRODUCER" MEANS A PERSON THAT:

2 (1) OWNS OR LICENSES A TRADEMARK OR BRAND UNDER WHICH
3 SYNTHETIC TURF AND TURF INFILL ARE SOLD, OFFERED FOR SALE, DISTRIBUTED,
4 OR OFFERED FOR PROMOTIONAL PURPOSES IN THE STATE; OR

5 (2) IMPORTS SYNTHETIC TURF AND TURF INFILL INTO THE STATE
6 FOR SALE OR DISTRIBUTION.

7 (C) "SYNTHETIC TURF" MEANS PLASTIC TUFTED CARPET THAT:

8 (1) IS INTENDED TO HAVE, OR INCIDENTALY HAS, AN APPEARANCE
9 THAT MIMICS GRASS;

10 (2) FUNCTIONS AS A REPLACEMENT FOR GRASS; AND

11 (3) IS AT LEAST 15,000 SQUARE FEET IN SIZE.

12 (D) (1) "TURF INFILL" MEANS MATERIAL THAT:

13 (I) IS Poured ON TOP OF SYNTHETIC TURF TO HOLD
14 SYNTHETIC TURF BLADES IN PLACE;

15 (II) WEIGHS DOWN THE SYNTHETIC TURF SO IT DOES NOT
16 DEVELOP WRINKLES OR BUCKLE; AND

17 (III) MIMICS THE IMPACT ABSORPTION PROPERTIES OF SOIL
18 UNDER NATURAL GRASS.

19 (2) "TURF INFILL" INCLUDES SHREDDED OR GRANULATED TIRE,
20 RUBBER, OR SILICA SAND.

21 9-2402.

22 (A) EXCEPT AS PROVIDED IN SUBSECTION (B) OF THIS SECTION, ON OR
23 BEFORE JANUARY 1, 2023, EACH PRODUCER OF SYNTHETIC TURF AND TURF INFILL
24 SOLD OR DISTRIBUTED IN THE STATE SHALL:

25 (1) ESTABLISH A SYSTEM TO TRACK THE CHAIN OF CUSTODY OF THE
26 SYNTHETIC TURF AND TURF INFILL FROM THEIR MANUFACTURE TO THEIR
27 INSTALLATION, USE, REUSE, RECYCLING, AND FINAL DISPOSAL; AND

28 (2) REPORT TO THE DEPARTMENT THE CHAIN OF CUSTODY OF THE

1 SYNTHETIC TURF AND TURF INFILL FROM THEIR MANUFACTURE TO, IF KNOWN,
2 THEIR INSTALLATION, USE, REUSE, RECYCLING, OR FINAL DISPOSAL.

3 (B) FOR SYNTHETIC TURF AND TURF INFILL ALREADY INSTALLED IN THE
4 STATE AS OF JANUARY 1, 2023, THE OWNER OF THE SYNTHETIC TURF AND TURF
5 INFILL SHALL REPORT TO THE DEPARTMENT:

6 (1) THE CURRENT GEOGRAPHIC LOCATION OF THE INSTALLED
7 SYNTHETIC TURF AND TURF INFILL; AND

8 (2) FOR THE DURATION OF OWNERSHIP OF THE SYNTHETIC TURF AND
9 TURF INFILL, THE CHAIN OF CUSTODY OF THE SYNTHETIC TURF AND TURF INFILL
10 FROM THEIR USE TO THEIR REUSE, RECYCLING, OR FINAL DISPOSAL.

11 (C) THE CHAIN OF CUSTODY INFORMATION SHALL:

12 (1) BE REPORTED IN WRITING TO THE DEPARTMENT;

13 (2) BE IN A FORM REQUIRED BY THE DEPARTMENT;

14 (3) INCLUDE THE NAME AND CONTACT INFORMATION OF:

15 (I) THE PRODUCER OF THE SYNTHETIC TURF OR TURF INFILL;

16 (II) THE BUSINESS OR CONTRACTOR THAT INSTALLS, OR HAS
17 INSTALLED, THE SYNTHETIC TURF OR TURF INFILL;

18 (III) THE OWNER OF THE SYNTHETIC TURF OR TURF INFILL; AND

19 (IV) THE TRANSPORTER OF THE SYNTHETIC TURF OR TURF
20 INFILL; AND

21 (4) INCLUDE ANY OTHER INFORMATION REQUIRED BY THE
22 DEPARTMENT.

23 (D) THE DEPARTMENT SHALL PUBLISH THE CHAIN OF CUSTODY ON THE
24 DEPARTMENT'S WEBSITE.

25 9-2403.

26 (A) THE DEPARTMENT SHALL SERVE AS THE REPOSITORY FOR THE CHAIN
27 OF CUSTODY INFORMATION SUBMITTED UNDER THIS SUBTITLE.

1 **(B) THE DEPARTMENT SHALL DEVELOP AND MAINTAIN A WEBSITE THAT**
2 **INCLUDES:**

3 **(1) A COPY OF ALL OF THE CHAIN OF CUSTODY INFORMATION**
4 **SUBMITTED TO THE DEPARTMENT UNDER § 9-2402 OF THIS SUBTITLE;**

5 **(2) THE NAMES AND CONTACT INFORMATION OF PRODUCERS,**
6 **OWNERS, OR OTHER INDIVIDUALS THAT PROVIDE CHAIN OF CUSTODY**
7 **INFORMATION; AND**

8 **(3) A LIST OF THE BRANDS SPECIFIED IN THE CHAIN OF CUSTODY**
9 **INFORMATION.**

10 **9-2404.**

11 **A PERSON THAT VIOLATES THIS SUBTITLE IS SUBJECT TO:**

12 **(1) FOR A FIRST VIOLATION, A WRITTEN WARNING;**

13 **(2) FOR A SECOND VIOLATION, A CIVIL PENALTY OF UP TO \$500; AND**

14 **(3) FOR A THIRD OR SUBSEQUENT VIOLATION, A CIVIL PENALTY OF**
15 **UP TO \$1,000.**

16 SECTION 2. AND BE IT FURTHER ENACTED, That this Act shall take effect
17 October 1, 2022.