

HOUSE BILL 131

M3
HB 857/21 – ENT & ECM

(PRE-FILED)

2lr0335
CF SB 321

By: ~~Delegate Lehman~~ Delegates Lehman, Boyce, Foley, Fraser-Hidalgo, Lierman,
Love, Ruth, Stewart, and Terrasa

Requested: July 13, 2021

Introduced and read first time: January 12, 2022

Assigned to: Environment and Transportation

Committee Report: Favorable with amendments

House action: Adopted

Read second time: February 23, 2022

CHAPTER _____

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 except under certain circumstances; requiring a certain owner of synthetic turf and
7 turf infill to report certain information to the Department; requiring the Department
8 to develop and maintain a website that displays certain chain of custody information;
9 making a violation of this Act a civil offense; and generally relating to synthetic turf
10 and turf infill.

11 BY adding to

12 Article – Environment

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

15 Annotated Code of Maryland

16 (2014 Replacement Volume and 2021 Supplement)

17 SECTION 1. BE IT ENACTED BY THE GENERAL ASSEMBLY OF MARYLAND,

18 That the Laws of Maryland read as follows:

19 **Article – Environment**

EXPLANATION: CAPITALS INDICATE MATTER ADDED TO EXISTING LAW.

[Brackets] indicate matter deleted from existing law.

Underlining indicates amendments to bill.

~~Strike out~~ indicates matter stricken from the bill by amendment or deleted from the law by amendment.



1 **SUBTITLE 24. SYNTHETIC TURF AND TURF INFILL.**2 **9-2401.**

3 **(A) IN THIS SUBTITLE THE FOLLOWING WORDS HAVE THE MEANINGS**
4 **INDICATED.**

5 **(B) “PRODUCER” MEANS A PERSON THAT:**

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

9 **(2) IMPORTS SYNTHETIC TURF AND TURF INFILL INTO THE STATE**
10 **FOR SALE OR DISTRIBUTION.**

11 **(C) “SYNTHETIC TURF” MEANS PLASTIC TUFTED CARPET THAT:**

12 **(1) IS INTENDED TO HAVE, OR INCIDENTALY HAS, AN APPEARANCE**
13 **THAT MIMICS GRASS;**

14 **(2) FUNCTIONS AS A REPLACEMENT FOR GRASS; AND**

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

16 **(D) (1) “TURF INFILL” MEANS MATERIAL THAT:**

17 **(i) IS Poured ON TOP OF SYNTHETIC TURF TO HOLD**
18 **SYNTHETIC TURF BLADES IN PLACE;**

19 **(ii) WEIGHS DOWN THE SYNTHETIC TURF SO IT DOES NOT**
20 **DEVELOP WRINKLES OR BUCKLE; AND**

21 **(iii) MIMICS THE IMPACT ABSORPTION PROPERTIES OF SOIL**
22 **UNDER NATURAL GRASS.**

23 **(2) “TURF INFILL” INCLUDES SHREDDED OR GRANULATED TIRE,**
24 **RUBBER, ~~OR SILICA SAND~~ SILICA SAND, OR OTHER MATERIAL THAT IS USED AS**
25 **INFILL ON SYNTHETIC TURF.**

26 **9-2402.**

27 **(A) EXCEPT AS PROVIDED IN ~~SUBSECTION~~ SUBSECTIONS (B) AND (C) OF**
28 **THIS SECTION, ON OR BEFORE JANUARY 1, 2023, EACH PRODUCER OF SYNTHETIC**
29 **TURF AND TURF INFILL SOLD OR DISTRIBUTED IN THE STATE SHALL:**

1 (1) ESTABLISH A SYSTEM TO TRACK THE CHAIN OF CUSTODY OF THE
2 SYNTHETIC TURF AND TURF INFILL FROM THEIR MANUFACTURE TO THEIR
3 ~~INSTALLATION, USE, INSTALLATION AND FINAL REMOVAL FROM THE SITE, WHICH~~
4 MAY INCLUDE THEIR REUSE, RECYCLING, AND OR FINAL DISPOSAL; AND

5 (2) REPORT TO THE DEPARTMENT THE CHAIN OF CUSTODY OF THE
6 SYNTHETIC TURF AND TURF INFILL FROM THEIR MANUFACTURE TO, IF KNOWN,
7 THEIR ~~INSTALLATION, USE, INSTALLATION AND FINAL REMOVAL FROM THE SITE,~~
8 WHICH MAY INCLUDE THEIR REUSE, RECYCLING, OR FINAL DISPOSAL.

9 (B) (1) THE OWNER OF THE SYNTHETIC TURF OR TURF INFILL SHALL
10 REPORT TO THE DEPARTMENT ON THE CHAIN OF CUSTODY INFORMATION UNDER
11 SUBSECTION (A)(2) OF THIS SECTION IF THE SYNTHETIC TURF OR TURF INFILL WAS
12 UNDER A WARRANTY AND THE WARRANTY EXPIRED.

13 (2) A PRODUCER OF SYNTHETIC TURF OR TURF INFILL IS NOT
14 REQUIRED TO REPORT TO THE DEPARTMENT UNDER SUBSECTION (A)(2) OF THIS
15 SECTION IF THE OWNER OF THE SYNTHETIC TURF OR TURF INFILL IS REQUIRED TO
16 REPORT TO THE DEPARTMENT UNDER PARAGRAPH (1) OF THIS SUBSECTION.

17 ~~(B)~~ (C) FOR SYNTHETIC TURF AND TURF INFILL ALREADY INSTALLED IN
18 THE STATE AS OF JANUARY 1, 2023, THE OWNER OF THE SYNTHETIC TURF AND TURF
19 INFILL SHALL REPORT TO THE DEPARTMENT:

20 (1) THE CURRENT GEOGRAPHIC LOCATION OF THE INSTALLED
21 SYNTHETIC TURF AND TURF INFILL; AND

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

25 ~~(C)~~ (D) THE CHAIN OF CUSTODY INFORMATION SHALL:

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

27 (2) BE IN A ~~FORM~~ FORMAT REQUIRED BY THE DEPARTMENT;

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

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

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

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

2 (IV) THE TRANSPORTER OF THE SYNTHETIC TURF OR TURF
3 INFILL; AND

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

6 ~~(D)~~ (E) THE DEPARTMENT SHALL PUBLISH THE CHAIN OF CUSTODY ON
7 THE DEPARTMENT'S WEBSITE.

8 9-2403.

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

11 (B) THE DEPARTMENT SHALL DEVELOP AND MAINTAIN A WEBSITE THAT
12 INCLUDES:

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

15 (2) THE NAMES AND CONTACT INFORMATION OF PRODUCERS,
16 OWNERS, OR OTHER INDIVIDUALS THAT PROVIDE CHAIN OF CUSTODY
17 INFORMATION; AND

18 (3) A LIST OF THE BRANDS OF SYNTHETIC TURF AND TURF INFILL
19 SPECIFIED IN THE CHAIN OF CUSTODY INFORMATION.

20 9-2404.

21 A PERSON THAT VIOLATES THIS SUBTITLE IS SUBJECT TO:

22 (1) FOR A FIRST VIOLATION, A WRITTEN WARNING;

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

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

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