

# HOUSE BILL 1140

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2lr2840  
CF SB 695

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By: **Delegates Adams, Ghrist, Hartman, and McKay**

Introduced and read first time: February 11, 2022

Assigned to: Environment and Transportation

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Committee Report: Favorable

House action: Adopted

Read second time: March 14, 2022

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## CHAPTER \_\_\_\_\_

1 AN ACT concerning

2 **Natural Resources – Voluntary Firewood Treatment Certification Program**  
3 **– Establishment**

4 FOR the purpose of establishing the Voluntary Firewood Treatment Certification Program  
5 in the Department of Natural Resources to certify forest product operators who  
6 export firewood to other states and use certain treatments to prevent the presence  
7 of certain pests and pathogens in the firewood products; and generally relating to  
8 firewood products.

9 BY adding to  
10 Article – Natural Resources  
11 Section 5–608.1  
12 Annotated Code of Maryland  
13 (2018 Replacement Volume and 2021 Supplement)

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

16 **Article – Natural Resources**

17 **5–608.1.**

18 **(A) IN THIS SECTION, “FOREST PRODUCT OPERATOR” MEANS A PERSON**  
19 **ENGAGED IN A FOREST PRODUCTS BUSINESS WHO IS LICENSED UNDER § 5–608 OF**  
20 **THIS SUBTITLE.**

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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           **(B) THERE IS A VOLUNTARY FIREWOOD TREATMENT CERTIFICATION**  
2 **PROGRAM IN THE DEPARTMENT.**

3           **(C) THE PURPOSE OF THE PROGRAM IS TO CERTIFY FOREST PRODUCT**  
4 **OPERATORS WHO EXPORT FIREWOOD TO OTHER STATES AND USE HEAT TREATMENT**  
5 **AND OTHER PROCEDURES TO PREVENT THE PRESENCE OF WOOD BORING PEST**  
6 **INFESTATIONS, WOOD INHABITING PESTS, AND PLANT DISEASE PATHOGENS IN THE**  
7 **FIREWOOD PRODUCTS.**

8           **(D) THE DEPARTMENT MAY ISSUE A CERTIFICATION TO A FOREST PRODUCT**  
9 **OPERATOR IF:**

10           **(1) THE FOREST PRODUCT OPERATOR SUBMITS A COMPLETE**  
11 **APPLICATION FOR THE CERTIFICATION ON A FORM PROVIDED BY THE**  
12 **DEPARTMENT; AND**

13           **(2) THE DEPARTMENT DETERMINES, ON INSPECTION, THAT THE**  
14 **FACILITY, EQUIPMENT, AND TREATMENT METHODS USED BY THE FOREST PRODUCT**  
15 **OPERATOR MEET THE CRITERIA FOR CERTIFICATION ESTABLISHED BY THE**  
16 **DEPARTMENT BY REGULATION.**

17           **(E) A CERTIFICATION ISSUED UNDER THIS SECTION:**

18           **(1) SHALL HAVE A TERM OF 1 YEAR;**

19           **(2) MAY INCLUDE ANY CONDITIONS THE DEPARTMENT CONSIDERS**  
20 **NECESSARY;**

21           **(3) MAY BE RENEWED IN ACCORDANCE WITH REGULATIONS**  
22 **ADOPTED BY THE DEPARTMENT;**

23           **(4) MAY NOT BE TRANSFERRED; AND**

24           **(5) MAY BE SUSPENDED OR REVOKED BY THE DEPARTMENT FOR**  
25 **FAILURE TO COMPLY WITH:**

26           **(I) THE PROVISIONS OF THIS SECTION;**

27           **(II) A REGULATION ADOPTED BY THE DEPARTMENT UNDER**  
28 **THIS SECTION; OR**

29           **(III) A CONDITION OR REQUIREMENT OF THE CERTIFICATION.**

1           **(F) (1) AT LEAST ONCE ANNUALLY AND AT ANY OTHER TIME THAT THE**  
2 **DEPARTMENT CONSIDERS NECESSARY, THE DEPARTMENT MAY INSPECT THE**  
3 **FACILITY AND EQUIPMENT USED BY A FOREST PRODUCT OPERATOR CERTIFIED**  
4 **UNDER THIS SECTION.**

5           **(2) THE DEPARTMENT SHALL KEEP A REPORT OF EACH INSPECTION**  
6 **CONDUCTED UNDER THIS SUBSECTION.**

7           **(G) THE DEPARTMENT, IN CONSULTATION WITH THE DEPARTMENT OF**  
8 **AGRICULTURE, SHALL ADOPT REGULATIONS TO IMPLEMENT THE PROVISIONS OF**  
9 **THIS SECTION, INCLUDING REGULATIONS THAT ESTABLISH:**

10           **(1) THE CRITERIA FOR CERTIFICATION UNDER THIS SECTION; AND**

11           **(2) THE PROCEDURES FOR SUSPENSION AND REVOCATION OF A**  
12 **CERTIFICATION ISSUED UNDER THIS SECTION.**

13           SECTION 2. AND BE IT FURTHER ENACTED, That this Act shall take effect July  
14 1, 2022.

Approved:

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Governor.

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Speaker of the House of Delegates.

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President of the Senate.