

SENATE BILL 741

E4, M3

3lr2827
CF HB 1011

By: **Senator Jackson**

Introduced and read first time: February 6, 2023

Assigned to: Education, Energy, and the Environment

Committee Report: Favorable with amendments

Senate action: Adopted

Read second time: March 6, 2023

CHAPTER _____

1 AN ACT concerning

2 **Public Safety – Refrigerants – Limitations on Use**

3 FOR the purpose of providing that, notwithstanding any other law, regulation, or
4 requirement, except for regulations issued by the Department of the Environment,
5 the use of a refrigerant may not be prohibited or otherwise limited if the refrigerant
6 is designated as acceptable for use under federal listing requirements and any
7 appliance containing the refrigerant meets federal safety standards and use
8 conditions; and generally relating to the use of refrigerants in the State.

9 BY adding to
10 Article – Public Safety
11 Section 12–706
12 Annotated Code of Maryland
13 (2022 Replacement Volume)

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

16 **Article – Public Safety**

17 **12–706.**

18 **(A) IN THIS SECTION, “APPLIANCE” MEANS ANY DEVICE THAT:**

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 **(1) CONTAINS AND USES A CLASS I OR CLASS II SUBSTANCE, OR A**
 2 **SUBSTITUTE FOR A CLASS I OR CLASS II SUBSTANCE, AS DEFINED IN 42 U.S.C.**
 3 **7671A, AS A REFRIGERANT; AND**

4 **(2) IS USED FOR A HOUSEHOLD OR COMMERCIAL PURPOSE,**
 5 **INCLUDING AN AIR CONDITIONER, A REFRIGERATOR, A CHILLER, OR A FREEZER.**

6 **(B) NOTWITHSTANDING ANY OTHER LAW, REGULATION, OR REQUIREMENT**
 7 **IN THE STATE AND EXCEPT AS PROVIDED IN SUBSECTION (C) OF THIS SECTION, THE**
 8 **USE OF A REFRIGERANT MAY NOT BE PROHIBITED OR OTHERWISE LIMITED BY A**
 9 **BUILDING CODE OR OTHER REGULATION IN THE STATE IF:**

10 **(1) THE REFRIGERANT IS DESIGNATED AS ACCEPTABLE FOR USE IN**
 11 **ACCORDANCE WITH 42 U.S.C. 7671k; AND**

12 **(2) ANY APPLIANCE CONTAINING THE REFRIGERANT DESIGNATED**
 13 **FOR ACCEPTABLE USE IS ~~LABELED, INSTALLED, SERVICED, REPAIRED, USED, AND~~**
 14 **~~DISPOSED OF~~ INSTALLED AND USED IN ACCORDANCE WITH THE SAFETY STANDARDS**
 15 **AND USE CONDITIONS UNDER 42 U.S.C. 7671k.**

16 **(C) THIS SECTION DOES NOT PROHIBIT THE DEPARTMENT OF THE**
 17 **ENVIRONMENT FROM ADOPTING REGULATIONS THAT PROHIBIT THE USE OF A**
 18 **REFRIGERANT.**

19 SECTION 2. AND BE IT FURTHER ENACTED, That this Act shall take effect
 20 October 1, 2023.

Approved:

Governor.

President of the Senate.

Speaker of the House of Delegates.