

Chapter 359

(House Bill 252)

AN ACT concerning

Environment – Lead Paint Abatement Services – Performance Bond and Liability Insurance

FOR the purpose of authorizing certain regulations adopted by the Department of the Environment to include certain requirements for any person who is accredited by the Department to provide lead paint abatement services to be covered by a performance bond or liability insurance; and generally relating to lead paint abatement services.

BY repealing and reenacting, without amendments,
Article – Environment
Section 6–1001 and 6–1002
Annotated Code of Maryland
(2013 Replacement Volume and 2025 Supplement)

BY repealing and reenacting, with amendments,
Article – Environment
Section 6–1003
Annotated Code of Maryland
(2013 Replacement Volume and 2025 Supplement)

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

Article – Environment

6–1001.

(a) In this subtitle the following words have the meanings indicated.

(b) “Abatement” means a set of measures that eliminate or reduce lead-based paint hazards in residential, public, or commercial buildings, bridges, or other structures or superstructures in accordance with standards established by the Department which may include:

(1) The removal of lead-based paint and lead-contaminated dust, the containment or encapsulation of lead-based paint, the replacement or demolition of lead-painted surfaces or fixtures, and the removal or covering of lead-contaminated soil;

(2) All preparation, cleanup, disposal, and postabatement clearance testing activities associated with these measures; and

(3) The renovation, repair, and painting of a lead-containing substance in a residential, public, or commercial building built before 1978.

(c) “Lead containing substance” means:

(1) Any paint, plaster, or surface encapsulation material containing more than 0.50 percent lead by weight calculated as lead metal in the dried solid or more than 0.7 milligrams lead per square centimeter as measured by an X-ray fluorescence analyzer;
or

(2) Such other standards consistent with an applicable federal definition as the Department may set by regulation.

(d) “Person” includes any public or municipal corporation, or any agency, bureau, department, or instrumentality of federal, State, or local government.

(e) “Provide lead paint abatement services” means to engage in the risk assessment, inspection, or abatement of lead-containing substances.

6–1002.

(a) Except as provided in subsection (c) of this section, unless the person is accredited by the Department under this subtitle, a person may not:

(1) Act as a contractor or supervisor for the purpose of providing lead paint abatement services;

(2) Provide training to others who provide lead paint abatement services;
or

(3) Engage in the inspection of lead-based paint hazards.

(b) The Department shall, by regulation, create exceptions to the accreditation requirement for instances where the disturbance of lead-containing substance is incidental.

(c) An individual who acts only as a worker or project designer need not be accredited, but must be trained.

6–1003.

(a) The Department shall adopt regulations to carry out the provisions of this subtitle.

(b) Regulations adopted under this subtitle may include:

- (1) Initial and continuing standards and procedures for accreditation, including education, training, examination, and job performance standards;
- (2) Standards and procedures for renewal of accreditation;
- (3) Standards and procedures for modification, suspension, or revocation of accreditation;
- (4) Different standards and procedures for different lead paint abatement services;
- (5) Standards and procedures for abatement involving the renovation, repair, and painting of lead-containing substances, including a requirement for lead-dust testing;
- (6) Recognition of accreditation or similar approvals of persons by other governmental entities; [and]
- (7) **REQUIREMENTS FOR ANY PERSON WHO IS ACCREDITED BY THE DEPARTMENT TO PROVIDE LEAD PAINT ABATEMENT SERVICES TO BE COVERED BY A REASONABLE PERFORMANCE BOND OR REASONABLE LIABILITY INSURANCE; AND**
- (8) Such other provisions as may be necessary to effectuate the purposes of this subtitle.

(c) The Department shall review and revise its certification and other regulations under this subtitle as necessary to ensure continued eligibility for federal funding of lead-hazard activities in the State.

(d) The Department shall set reasonable fees for the accreditation of persons who provide lead paint abatement services sufficient to cover the Department's direct and indirect costs of administering this subtitle.

SECTION 2. AND BE IT FURTHER ENACTED, That this Act shall take effect July 1, 2026.

Approved by the Governor, May 12, 2026.