

(2) "BUSINESS ENTITY" MEANS A PARTNERSHIP, FIRM, ASSOCIATION, CORPORATION, SOLE PROPRIETORSHIP, OR OTHER BUSINESS CONCERN.

(3) "DEPARTMENT" MEANS THE DEPARTMENT OF HEALTH AND MENTAL HYGIENE.

(4) "LICENSE" MEANS A LICENSE ISSUED BY THE DEPARTMENT UNDER THIS SECTION TO REMOVE AND ENCAPSULATE ASBESTOS.

(C) EXCEPT AS OTHERWISE PROVIDED IN THIS SECTION, ON OR AFTER JANUARY 1, 1982, A BUSINESS ENTITY SHALL BE LICENSED BY THE DEPARTMENT BEFORE THE BUSINESS ENTITY REMOVES OR ENCAPSULATES ANY ASBESTOS IN THIS STATE.

(D) (1) TO QUALIFY FOR A LICENSE, A BUSINESS ENTITY SHALL MEET THE REQUIREMENTS OF THIS SUBSECTION.

(2) EACH EMPLOYEE OR AGENT OF THE BUSINESS ENTITY WHO WILL COME IN CONTACT WITH ASBESTOS OR WHO WILL BE RESPONSIBLE FOR REMOVAL AND ENCAPSULATION OF ASBESTOS SHALL:

(I) BE FAMILIAR WITH FEDERAL STANDARDS FOR ASBESTOS REMOVAL AND ENCAPSULATION; AND

(II) HAVE COMPLETED A COURSE OF INSTRUCTION ON ASBESTOS REMOVAL AND ENCAPSULATION APPROVED BY THE DEPARTMENT.

(3) THE BUSINESS ENTITY SHALL DEMONSTRATE TO THE SATISFACTION OF THE DEPARTMENT THAT THE BUSINESS ENTITY:

(I) IS CAPABLE OF COMPLYING WITH ALL APPLICABLE STANDARDS OF THE UNITED STATES ENVIRONMENTAL PROTECTION AGENCY, THE UNITED STATES OCCUPATIONAL SAFETY AND HEALTH ADMINISTRATION, AND THE COMMISSIONER OF LABOR AND INDUSTRY ACTING UNDER THE MARYLAND OCCUPATIONAL SAFETY AND HEALTH ACT; AND

(II) HAS ACCESS TO AN APPROVED WASTE DISPOSAL SITE OR SITES FOR DEPOSIT OF ALL ASBESTOS WASTE THE BUSINESS ENTITY WILL GENERATE DURING THE TERM OF THE LICENSE.

(4) THE BUSINESS ENTITY SHALL MEET ANY OTHER STANDARDS THAT THE DEPARTMENT SETS.

(E) (1) TO APPLY FOR A LICENSE, A BUSINESS ENTITY SHALL:

(I) SUBMIT AN APPLICATION TO THE DEPARTMENT ON THE FORM THAT THE DEPARTMENT REQUIRES; AND

(II) PAY TO THE DEPARTMENT THE APPLICATION FEE SET BY THE DEPARTMENT.