

## CHAPTER 762

(Senate Bill 376)

## AN ACT concerning

Reimbursement for Costs of Emergency Response, Containment,  
Cleanup, and Abatement - Transportation of Hazardous Materials -  
Paid Fire Departments

FOR the purpose of requiring a motor carrier who transports certain hazardous materials on a highway in the State and who is at fault in and causes certain traffic accidents that result in a spill or discharge of hazardous materials to reimburse certain expenses of an emergency response, containment, cleanup, and abatement by paid fire departments and certain individuals; defining certain terms; providing for the application of this Act to certain traffic accidents that occur on or after the effective date of this Act; providing that certain expenses of an emergency response, containment, cleanup, and abatement under this Act are a debt of the responsible motor carrier; requiring certain negotiations under this Act; allowing certain parties to file a court suit if the negotiations do not resolve certain disputes; ~~requiring the Attorney General and counsel to the Department of Public Safety and Correctional Services to provide certain assistance;~~ providing that this Act does not apply to a release of hazardous material from farm vehicles; specifying that this Act does not abrogate certain rights; providing for the scope of this Act; providing for a certain report under this Act; and generally relating to the responsibility of a motor carrier who transports hazardous materials that result in a spill or discharge of hazardous materials to reimburse certain expenses.

## BY adding to

Article - Courts and Judicial Proceedings  
Section 3-1101 through 3-1105 ~~3-1104~~ 3-1106, inclusive, to  
be under the new subtitle "Subtitle  
11. Reimbursement for Costs of Emergency Response,  
Containment, Cleanup, and Abatement"  
Annotated Code of Maryland  
(1984 Replacement Volume and 1987 Supplement)

~~BY repealing and reenacting, without amendments,~~

~~Article ---41--- Governor --- Executive --- and --- Administrative  
Departments  
Section 4-102(a) and 4-103(d)  
Annotated Code of Maryland  
(1986 Replacement Volume and 1987 Supplement)~~