

CHAPTER 176

(House Bill 16)

AN ACT concerning

Lead Paint - Affected Property - Exemption

FOR the purpose of altering a certain standard for reporting certain property as lead-free for purposes of qualifying for a certain exemption under the Lead Poisoning Prevention Program, subject to a certain certification requirement; providing for the effective date of this Act; and generally relating to lead-based paint and affected rental property.

BY repealing and reenacting, with amendments,

Article - Environment

Section 6-804

Annotated Code of Maryland

(1993 Replacement Volume and 1995 Supplement)

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

Article - Environment

6-804.

(A) Affected property is exempt from the provisions of Part IV of this subtitle if the owner submits to the Department an inspection report that:

(1) Indicates that the affected property has been tested for the presence of lead-based paint in accordance with standards and procedures established by the Department by regulation;

(2) States that:

(I) [all exterior surfaces and] ALL interior surfaces of the affected property are lead-free;

(II) ALL EXTERIOR PAINTED SURFACES OF THE AFFECTED PROPERTY THAT WERE CHIPPING, PEELING, OR FLAKING HAVE BEEN RESTORED LEAD-FREE; AND

(III) NO EXTERIOR PAINTED SURFACES OF THE AFFECTED PROPERTY ARE CHIPPING, PEELING, OR FLAKING; and

(3) Is verified by the Department accredited inspector who performed the test.

(B) IN ORDER TO MAINTAIN EXEMPTION FROM THE PROVISIONS OF PART IV OF THIS SUBTITLE, THE OWNER SHALL SUBMIT TO THE DEPARTMENT EVERY 2