

Article - Environment

SUBTITLE 1. HAZARDOUS MATERIALS.

7-101.

(A) IN THIS SUBTITLE THE FOLLOWING TERMS HAVE THE MEANINGS INDICATED.

(B) ~~"FACILITY" MEANS A FACILITY WHICH IS SUBJECT TO THE NOTIFICATION AND REPORTING REQUIREMENTS UNDER §§ 302, 312, AND 313 OF THE FEDERAL ACT~~ LOCATION FOR USE IN CONNECTION WITH THE TRANSFER OF A HAZARDOUS MATERIAL BEYOND THE THRESHOLD SPECIFIED IN § 7-103 OF THIS SUBTITLE FROM ONE MODE OF TRANSPORTATION TO ANOTHER.

(C) ~~"FEDERAL ACT" MEANS THE SUPERFUND AMENDMENTS AND REAUTHORIZATION ACT OF 1986 AS CODIFIED IN 42 U.S.C., §§ 9601 ET SEQ AND AS AMENDED.~~

(D) ~~"HAZARDOUS MATERIAL" MEANS ANY SUBSTANCE THAT IS REQUIRED TO BE REPORTED UNDER §§ 301 THROUGH 304 OR §§ 311 THROUGH 313 OF THE FEDERAL ACT~~ REGULATED AS A HAZARDOUS MATERIAL UNDER TITLE 49 OF THE CODE OF FEDERAL REGULATIONS.

(E) "TRANSFER" MEANS THE LOADING OR UNLOADING OF A PRODUCT OR SUBSTANCE BETWEEN ONE MODE OF TRANSPORTATION AND ANOTHER.

7-102.

~~EXCEPT AS OTHERWISE PERMITTED IN TITLE 9, SUBTITLE 3 OF THIS ARTICLE~~ FOR PESTICIDES REGULATED BY THE DEPARTMENT OF AGRICULTURE, A PERSON MAY NOT STORE OR TRANSFER A HAZARDOUS MATERIAL AT A FACILITY IN THIS STATE EXCEPT IN ACCORDANCE WITH THIS SUBTITLE TITLE.

7-103.

(A) A PERSON SHALL HOLD A FACILITY PERMIT BEFORE THE PERSON MAY OWN, ESTABLISH, OPERATE, OR MAINTAIN A FACILITY IN THE STATE THAT ~~STORES OR TRANSFERS QUANTITIES OF A SINGLE HAZARDOUS MATERIAL MATERIALS THAT MEET OR EXCEED THE THRESHOLD REPORTABLE QUANTITIES FOR REGULATION UNDER THE FEDERAL ACT~~ MEETS OR EXCEEDS 100,000 POUNDS IN WEIGHT AT ANY TIME DURING A CALENDAR YEAR.

(B) ANY HAZARDOUS MATERIAL OR STORAGE TANK REGULATED UNDER TITLE 4 OF THIS ARTICLE IS EXEMPT FROM THE REQUIREMENTS OF THIS SUBTITLE.