## **HOUSE BILL 457**

M3 HB 299/23 – ENT

By: Delegates Lehman, Acevero, Addison, Allen, Alston, Amprey, Attar, Bagnall, Barnes, Boafo, Boyce, Charkoudian, Davis, Ebersole, Edelson, Fair, Foley, Forbes, Fraser-Hidalgo, Guyton, Guzzone, Harris, Healey, Hill, Holmes, Ivey, S. Johnson, D. Jones, Kaufman, J. Long, R. Long, Lopez, Love, Martinez, McCaskill, Palakovich Carr, Pasteur, Patterson, Pena-Melnyk, Phillips, Pruski, Qi, Ruth, Shetty, Simmons, Simpson, Smith, Solomon, Stein, Stewart, Taveras, Taylor, Terrasa, Vogel, Williams, Woods, and Ziegler

Introduced and read first time: January 22, 2024 Assigned to: Environment and Transportation

Committee Report: Favorable with amendments

House action: Adopted

Read second time: February 23, 2024

CHAPTER \_\_\_\_\_

1 AN ACT concerning

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## Environment - Synthetic Turf - Chain of Custody

3 FOR the purpose of requiring the Department of the Environment to establish a system to 4 track the chain of custody of synthetic turf installed on sports and playing fields in 5 the State; requiring the custodian of a synthetic turf sports or playing field installed 6 in the State to report chain of custody information to the Department on or before a 7 certain date or within a certain amount of time after the completion of the 8 installation, whichever is later; requiring the new custodian of synthetic turf that 9 was removed after the chain of custody information was reported to the Department 10 under this Act to report updated chain of custody information to the Department; 11 requiring the Department to serve as the custodian for chain of custody information 12 submitted under this Act and develop and maintain a website that includes certain 13 chain of custody information; requiring a producer or seller of synthetic turf to 14 disclose to a customer certain maintenance and cost information and certain 15 reporting requirements; and generally relating to synthetic turf.

16 BY adding to

17 Article – Environment

## EXPLANATION: CAPITALS INDICATE MATTER ADDED TO EXISTING LAW.

[Brackets] indicate matter deleted from existing law.

<u>Underlining</u> indicates amendments to bill.

Strike out indicates matter stricken from the bill by amendment or deleted from the law by amendment.



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1 2 3 4	Section 9–2601 through <u>9–2604</u> <u>9–2605</u> to be under the new subtitle "Subtitle 26. Synthetic Turf"  Annotated Code of Maryland (2014 Replacement Volume and 2023 Supplement)							
5 6	SECTION 1. BE IT ENACTED BY THE GENERAL ASSEMBLY OF MARYLAND, That the Laws of Maryland read as follows:							
7	Article – Environment							
8	SUBTITLE 26. SYNTHETIC TURF.							
9	9–2601.							
10 11	(A) IN THIS SUBTITLE THE FOLLOWING WORDS HAVE THE MEANINGS INDICATED.							
12	(B) "CUSTODIAN" MEANS:							
13 14	(1) A PERSON THAT OWNS OR IS IN CONTROL OF SYNTHETIC TURF IN THE STATE; OR							
15 16	(2) Any current or subsequent owner of a property on which there is existing synthetic turf.							
17	(C) "PRODUCER" MEANS A PERSON THAT:							
18 19 20	(1) Owns or licenses a trademark or brand under which synthetic turf is sold, offered for sale, distributed, or offered for promotional purposes in the State; or							
21 22	(2) Imports synthetic turf into the State for sale or distribution.							
23	(D) (1) "SYNTHETIC TURF" MEANS PLASTIC TUFTED CARPET THAT:							
24 25	(I) IS INTENDED TO HAVE, OR INCIDENTALLY HAS, AN APPEARANCE THAT MIMICS GRASS;							
26	(II) FUNCTIONS AS A REPLACEMENT FOR GRASS;							
27 28	(III) HAS THE PRIMARY PURPOSE OF BEING USED AS AN INDOOR OR OUTDOOR SPORTS OR PLAYING FIELD; AND							

(IV) IS AT LEAST 5,000 SQUARE FEET IN SIZE.

1		(2)	"SYN	THETIC TURF" INCLUDES SHOCK PADS AND TURF INFILL.
2	<b>(E)</b>	"TUR	RF INF	ILL" MEANS A MATERIAL THAT:
3 4	TURF BLAD	(1) ES IN		DURED ON TOP OF SYNTHETIC TURF TO HOLD SYNTHETIC
5 6	WRINKLES	(2) OR BU		GHS DOWN THE SYNTHETIC TURF SO IT DOES NOT DEVELOP
7 8	NATURAL G	(3) RASS;		CS THE IMPACT ABSORPTION PROPERTIES OF SOIL UNDER
9 10	SAND, OR O	` '		UDES SHREDDED OR GRANULATED TIRE, RUBBER, SILICA RIAL THAT IS USED AS INFILL ON SYNTHETIC TURF.
11	9–2602.			
12 13 14 15	THE STATE	Y OF S	SYNTH M THE	RTMENT SHALL ESTABLISH A SYSTEM TO TRACK THE CHAIN ETIC TURF INSTALLED ON SPORTS AND PLAYING FIELDS IN TRANSPORTATION, INSTALLATION, AND REMOVAL OF THE S REUSE, RECYCLING, AND FINAL DISPOSAL.
16 17 18 19 20	SYNTHETIC A REPLACE	ON OF TURF EMENT	THE I	FORE JANUARY 1, 2025, OR WITHIN 30 DAYS AFTER THE NSTALLATION, WHICHEVER IS LATER, THE CUSTODIAN OF A TS OR PLAYING FIELD INSTALLED IN THE STATE, INCLUDING BRAND NEW SYNTHETIC TURF SPORTS OR PLAYING FIELD, DEPARTMENT THE FOLLOWING INFORMATION:
21 22	INSTALLED	(1) SYNT		GEOGRAPHIC LOCATION AND STREET ADDRESS OF THE TURF;
23		(2)	THE	NAME, ADDRESS, AND CONTACT INFORMATION OF:
24			(I)	THE CUSTODIAN OF THE SYNTHETIC TURF;
25			(II)	THE PRODUCER OF THE SYNTHETIC TURF; AND
26 27	SYNTHETIC	TURF	(III)	THE BUSINESS OR CONTRACTOR THAT INSTALLED THE
28		(3)	THE '	TYPE AND BRAND OF SYNTHETIC TURF INSTALLED;

THE AREA OF THE SYNTHETIC TURF IN SQUARE FEET;

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**(4)** 

1	(5) THE WEIGHT OF THE SYNTHETIC TURF;
2	(6) THE DATE THE SYNTHETIC TURF WAS INSTALLED; AND
3	(7) ANY OTHER INFORMATION REQUIRED BY THE DEPARTMENT.
4 5 6 7	(C) (1) EXCEPT AS PROVIDED IN PARAGRAPH (2) OF THIS SUBSECTION, IF THE SYNTHETIC TURF IS REMOVED AFTER THE CHAIN OF CUSTODY INFORMATION IS REPORTED TO THE DEPARTMENT UNDER SUBSECTION (B) OF THIS SECTION, THE NEW CUSTODIAN OF THE SYNTHETIC TURF SHALL REPORT TO THE DEPARTMENT:
8	(I) THE NEW GEOGRAPHIC LOCATION AND STREET ADDRESS OF THE SYNTHETIC TURF;
0	(II) THE NAME, ADDRESS, AND CONTACT INFORMATION OF:
1	1. The transporter of the synthetic turf; and
2	2. The New custodian of the synthetic turf;
13	(III) THE AREA OF THE SYNTHETIC TURF IN SQUARE FEET;
14 15	(IV) TO THE EXTENT PRACTICABLE, THE WEIGHT OF THE SYNTHETIC TURF;
16 17 18	(V) HOW THE SYNTHETIC TURF IS USED AT THE NEW LOCATION, INCLUDING WHETHER THE SYNTHETIC TURF IS RECYCLED, PROCESSED FOR FINAL DISPOSAL, OR USED TO REFURBISH OR REPLACE A SPORTS OR PLAYING FIELD;
19 20	(VI) IF THE SYNTHETIC TURF IS INSTALLED AT A SPORTS OR PLAYING FIELD, THE DATE OF INSTALLATION; AND
21 22	(VII) ANY OTHER INFORMATION REASONABLY RELATED TO THE CHAIN OF CUSTODY OF SYNTHETIC TURF, AS REQUIRED BY THE DEPARTMENT.
23 24 25 26	(2) A NEW CUSTODIAN OF SYNTHETIC TURF THAT TRANSPORTS THE SYNTHETIC TURF FOR USE OR DISPOSAL OUT-OF-STATE SHALL REPORT TO THE DEPARTMENT THE INFORMATION REQUIRED UNDER PARAGRAPH (1)(I), (II), (III), (IV), AND (VII) OF THIS SUBSECTION.
27	(D) CHAIN OF CUSTODY INFORMATION SHALL BE:

REPORTED IN WRITING TO THE DEPARTMENT; AND

**(1)** 

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**(2)** 1 IN A FORM REQUIRED BY THE DEPARTMENT. 2 **(E)** A CUSTODIAN MAY NOT BE PENALIZED FOR VARIATION IN THE WEIGHT 3 TOTALS REPORTED UNDER SUBSECTION (C) OF THIS SECTION. 4 9-2603. THE DEPARTMENT SHALL: 5 (A) 6 **(1)** SERVE AS THE REPOSITORY FOR THE CHAIN OF CUSTODY 7 INFORMATION SUBMITTED UNDER THIS SUBTITLE; AND 8 **(2) M**AINTAIN THE CHAIN OF CUSTODY **INFORMATION** 9 PERMANENTLY. THE DEPARTMENT SHALL DEVELOP AND MAINTAIN A PUBLICLY 10 (B) ACCESSIBLE WEBSITE THAT INCLUDES: 11 12 **(1)** THE CHAIN OF CUSTODY INFORMATION SUBMITTED TO THE DEPARTMENT UNDER § 9–2602 OF THIS SUBTITLE; AND 13 14 THE NAMES AND CONTACT INFORMATION OF EACH CUSTODIAN THAT PROVIDED THE CHAIN OF CUSTODY INFORMATION. 15 9-2604. 16 17 A PRODUCER OR SELLER OF SYNTHETIC TURF SHALL, BEFORE THE SALE OF 18 SYNTHETIC TURF, DISCLOSE TO A CUSTOMER: 19 **(1)** THE MAINTENANCE THAT IS TYPICALLY PERFORMED 20 THROUGHOUT THE LIFESPAN OF SYNTHETIC TURF; AND 21**(2)** THE INDUSTRY STANDARD COST FOR: 22 **(I)** REMOVING SYNTHETIC TURF; 23 (II)REPLACING SYNTHETIC TURF; AND 24(III) DISPOSING OF SYNTHETIC TURF; AND 25THE REPORTING REQUIREMENTS UNDER § 9-2602 OF THIS **(3)** 26 SUBTITLE.

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9–2605.

	6 HOUSE BILL 457	
1 2 3	(A) SUBJECT TO SUBSECTION (B) OF THIS SECTION, A PERSON THAT VIOLATES THIS SUBTITLE IS SUBJECT TO AN ADMINISTRATIVE PENALTY NO EXCEEDING \$5,000.	
4 5	(B) A PENALTY MAY NOT BE IMPOSED UNDER THIS SECTION UNLESS PERSON IS FIRST ISSUED A WRITTEN NOTICE OF VIOLATION.	A
6 7	SECTION 2. AND BE IT FURTHER ENACTED, That this Act shall take effe October 1, 2024.	ct
	Approved:	

President of the Senate.

Speaker of the House of Delegates.

Governor.