

HOUSE BILL 66

M3

(71r0635)

ENROLLED BILL

— *Environment and Transportation/Education, Health, and Environmental Affairs* —

Introduced by **Delegate Lam**

Read and Examined by Proofreaders:

Proofreader.

Proofreader.

Sealed with the Great Seal and presented to the Governor, for his approval this

_____ day of _____ at _____ o'clock, _____ M.

Speaker.

CHAPTER _____

1 AN ACT concerning

2 **Environment – Lead and Mercury Wheel Weights – Prohibited**

3 FOR the purpose of prohibiting certain persons from using, allowing to be used, or selling
4 certain lead or mercury wheel weights after ~~certain dates~~ a certain date; requiring
5 the State to ensure that no vehicle ~~is purchased for~~ the State fleet after a certain
6 date is equipped with certain lead or mercury wheel weights ~~after a certain date;~~
7 prohibiting a tire on a vehicle in the State fleet that is balanced or replaced after a
8 certain date from being equipped with certain lead or mercury wheel weights;
9 requiring lead and mercury wheel weights removed and collected to be properly
10 recycled; providing for the enforcement of this Act, including the required issuance
11 of a warning for an initial violation; and generally relating to the prohibition against
12 the use or sale of lead or mercury wheel weights in the State.

13 BY adding to

14 Article – Environment

EXPLANATION: CAPITALS INDICATE MATTER ADDED TO EXISTING LAW.

[Brackets] indicate matter deleted from existing law.

Underlining indicates amendments to bill.

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

Italics indicate opposite chamber/conference committee amendments.



Section 6–501 to be under the new subtitle “Subtitle 5. Lead and Mercury Wheel Weights”
Annotated Code of Maryland
(2013 Replacement Volume and 2016 Supplement)

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

Article – Environment

SUBTITLE 5. LEAD AND MERCURY WHEEL WEIGHTS.

6–501.

(A) (1) A MOTOR VEHICLE OR TIRE MANUFACTURER, WHOLESALE, OR RETAILER, MOTOR VEHICLE REPAIR FACILITY, OR ANY OTHER PERSON WHO INSTALLS WHEEL WEIGHTS MAY NOT USE, ALLOW TO BE USED, OR SELL AN EXTERNALLY ATTACHED LEAD WHEEL WEIGHT THAT IS COMPOSED OF GREATER THAN 0.1% LEAD BY WEIGHT OR GREATER THAN 0.1% MERCURY BY WEIGHT DURING THE FIRST TIRE INSTALLATION, REPLACEMENT, OR BALANCING AFTER:

~~(H) JANUARY 1, 2019, FOR ALL USED VEHICLES REGISTERED IN THE STATE; AND~~

~~(H)~~ JANUARY 1, 2020, FOR ALL NEW AND USED VEHICLES REGISTERED IN THE STATE.

(2) THE STATE SHALL ENSURE THAT NO VEHICLE ~~IN PURCHASED FOR~~ THE STATE FLEET AFTER JANUARY 1, 2019, IS EQUIPPED WITH AN EXTERNALLY ATTACHED LEAD WHEEL WEIGHT THAT IS COMPOSED OF GREATER THAN 0.1% LEAD BY WEIGHT OR GREATER THAN 0.1% MERCURY BY WEIGHT ~~AFTER JANUARY 1, 2019~~.

(3) EACH TIRE ON A VEHICLE IN THE STATE FLEET THAT IS BALANCED OR REPLACED AFTER JANUARY 1, 2018, MAY NOT BE EQUIPPED WITH A LEAD WHEEL WEIGHT THAT IS COMPOSED OF GREATER THAN 0.1% LEAD BY WEIGHT OR GREATER THAN 0.1% MERCURY BY WEIGHT.

(B) LEAD AND MERCURY WHEEL WEIGHTS REMOVED AND COLLECTED SHALL BE PROPERLY RECYCLED.

(C) (1) THE DEPARTMENT SHALL SEND A WARNING NOTICE TO A PERSON THAT VIOLATES THIS SECTION.

(2) IF THE PERSON CONTINUES TO FAIL TO COMPLY WITH THIS SECTION 1 YEAR AFTER RECEIPT OF THE WARNING NOTICE, THE PERSON IS SUBJECT

1 TO A CIVIL FINE NOT EXCEEDING \$1,000 FOR EACH SUBSEQUENT OFFENSE AFTER
2 THE WARNING PERIOD.

3 SECTION 2. AND BE IT FURTHER ENACTED, That this Act shall take effect
4 October 1, 2017.

Approved:

Governor.

Speaker of the House of Delegates.

President of the Senate.