

HOUSE BILL 66

M3
HB 1328/16 – ENV

(PRE-FILED)

7lr0635

By: **Delegate Lam**

Requested: September 16, 2016

Introduced and read first time: January 11, 2017

Assigned to: Environment and Transportation

Committee Report: Favorable

House action: Adopted

Read second time: February 28, 2017

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; requiring the State to
5 ensure that no vehicle in the State fleet is equipped with certain lead or mercury
6 wheel weights after a certain date; requiring lead and mercury wheel weights
7 removed and collected to be properly recycled; providing for the enforcement of this
8 Act, including the required issuance of a warning for an initial violation; and
9 generally relating to the prohibition against the use or sale of lead or mercury wheel
10 weights in the State.

11 BY adding to

12 Article – Environment

13 Section 6–501 to be under the new subtitle “Subtitle 5. Lead and Mercury Wheel
14 Weights”

15 Annotated Code of Maryland

16 (2013 Replacement Volume and 2016 Supplement)

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

19 **Article – Environment**

20 **SUBTITLE 5. LEAD AND MERCURY WHEEL WEIGHTS.**

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.



1 **6-501.**

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

8 **(I) JANUARY 1, 2019, FOR ALL USED VEHICLES REGISTERED IN**
9 **THE STATE; AND**

10 **(II) JANUARY 1, 2020, FOR ALL NEW VEHICLES REGISTERED IN**
11 **THE STATE.**

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

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

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

20 **(2) IF THE PERSON CONTINUES TO FAIL TO COMPLY WITH THIS**
21 **SECTION 1 YEAR AFTER RECEIPT OF THE WARNING NOTICE, THE PERSON IS SUBJECT**
22 **TO A CIVIL FINE NOT EXCEEDING \$1,000 FOR EACH SUBSEQUENT OFFENSE AFTER**
23 **THE WARNING PERIOD.**

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

Approved:

Governor.

Speaker of the House of Delegates.

President of the Senate.