

# MARYLAND DEPARTMENT OF THE ENVIRONMENT

Land and Materials Administration

1800 Washington Boulevard · Suite 610 · Baltimore Maryland 21230-1719

410-537-3304 · 800-633-6101 · [www.mde.maryland.gov](http://www.mde.maryland.gov)

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## **February 2, 2023 9:30 a.m. – 11:30 a.m. Google Meet Distributed Meeting Material**

- Distributed Meeting Material Cover Page
- Final Agenda 230202
- Draft Minutes 230105
- MDE Lead Commission Calendar 2023
- LPPC Attendance 2022
- Legislative Bills - HB36.HB79.HB169.SB100.SB144
- EJ & MDE
- 2023 CEB Violation Prez\_
- FYI Email - Fw\_ [EXTERNAL] [Leadnet] \$150.0 million dollars for childhood lead poisoning prevention
- FYI Lead Factsheets and XRF Factsheet - Spanish translation

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## LEAD POISONING PREVENTION COMMISSION

February 2, 2023 · 9:30 a.m. – 11:30 a.m. · Google Meet

### Final Meeting Agenda

- Welcome and Introductions
- Approval of Minutes – January 2023
- Old Business
  - Next Meeting Reminder (see last Agenda item below)
  - 2023 Lead Commission Calendar for final approval
  - Attendance Report 2022
- New Business
  - Introduction of MDE Secretary
  - HB0079 - Housing and Community Development - Whole-Home Repairs Act of 2023 (Delegate Stewart)
  - MDH EPHT- Environmental Public Health Tracking (Cliff Mitchell)
  - MDE Environmental Justice Presentation (Caitlin Eversmier)
  - BCHD Update On the City's Tracking of Lead Violation Notices (Camille Burke)
  - MD-DHCD – Lead Grant Programs (Jack Daniels)
- Legislation/Pending Legislative Action Dates
  - Members of the Legislation Subcommittee
- Agency Hot Topics/Current Events
  - **MDE** (Maryland Department of the Environment) Tyler Abbott
  - **MDH** (Maryland Department of Health) Cliff Mitchell
  - **MDAAP** (American Academy of Pediatrics, Maryland Chapter) Paul Rogers
  - **MSDE/OCC** (Maryland State Department of Education/Office of Child Care) Manjula Paul
  - **MIA** (Maryland Insurance Administration) Benita Cooper
  - **MD-DHCD** (Maryland Department of Housing and Community Development) Jack Daniels
  - **BC-DHCD** (Baltimore City Department of Housing and Community Development) Kathryn Taylor
  - **BCHD** (Baltimore City Health Department) Mary Beth Haller
  - **GHHI** (Green & Healthy Homes Initiative) Ruth Ann Norton
  - **Other Agency Updates:**
- Commissioner Comments and Updates
- Public Comments and Updates
- Next Meeting Reminder: Thursday, 03/02/23 9:30 a.m. – 11:30 a.m which includes the Agenda items below
  - Introduction and Commitment of Governor Wes Moore
  - HB1110 Updates - Environment - Lead Poisoning Prevention - Elevated Blood Lead Level (Tyler Abbott)
  - Childhood Blood Lead Surveillance Report Updates (Tyler Abbott)
  - Subcommittee Updates on Environmental Investigations
  - MDE – Compliance and Enforcement.

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## LEAD POISONING PREVENTION COMMISSION

January 5, 2023 · 9:30 a.m. – 11:30 a.m. · Google Meet

### Draft Meeting Minutes

#### Documents Distributed:

- Final Agenda 230105
- Draft Minutes 221103
- Draft Minutes 221201
- Membership
- Reporting Calendar 2023
- Meeting Schedule 2023
- LPPC Annual Report  
CY2022

#### Opening Welcome and Introductions:

Ruth Ann Norton called the meeting to order at 9:30 a.m. with welcome and introductions and, on behalf of the Commission, thanked Governor Hogan for his work on behalf of the children of Maryland in advancing universal blood lead testing and his support during his term. Ruth Ann informed the Commission that she is going to invite the new Governor to speak to the Commission in the February or March meeting to say a few words regarding his commitment to lead. Additionally, Ruth Ann informed the Commission about an upcoming Town Hall Meeting on January 9, 2023 for the transition from the Hogan administration to the Moore administration for funding around healthy housing. Ruth Ann encouraged everyone who has time to contribute ideas or to participate in the Town Hall meeting.

#### Members Present:

Jacob Benzaquen	Mary Beth Haller	Manjula Paul
Benita Cooper	Cliff Mitchell	Christina Peusch
Jack Daniels	Paula Montgomery	Paul Rogers
Anna Davis	Barbara Moore	Adam Skolnik
Susan Kleinhammer	Ruth Ann Norton	

#### Members Absent:

Delegate Dalya Attar                      Senator Jill Carter

#### Guests Present:

Tyler Abbott-MDE	Eamon Flynn-MDH	Kylan Simpson-MDH
Frederick Banks-MDE	Paulette Hammon-Public	Stephanie Staats-HUD
Thea Becton-HUD	Darlene Israel-MDH	Wes Stewart-GHHI
Camille Burke-BCHD	Dawn Joy-AMA	Katherine Taylor-BCHD
Walter Clews-AmeriSpec	Jonathan Klanderud-MDE	Khalia Young-No boundaries Coalition
Stephanie Cobb-Williams-MDE	Wendy Phillips-MDE	
Chris Corzine-OAG	Maria Prawirodihardjo-MSDE	
William Doyle-HCHD	Tiffeny Price-MDH	
Shamola Dye-MDE	Tim Rule-MDE	

### **Approval of Minutes:**

A motion was made by Adam Skolnik, seconded by Paul Rogers to accept the November 3, 2022 minutes as distributed. All present Commissioners were in favor; the minutes were approved.

A motion was made by Cliff Mitchell, seconded by Paul Rogers to accept the December 1, 2022 minutes as distributed. All present Commissioners were in favor; the minutes were approved.

### **Old Business:**

- **Commissioner Membership Renewal Updates:** Wendy Phillips informed the Commission that membership appointments for all Commissioners are now current. The term date for 5 Commissioners will end September 2023 and Ms. Phillips will send reminders out this summer for those Commissioners to reapply. Ruth Ann Norton indicated that Tisha Edwards will be the point of contact with the Governor's Office for reappointments and asked Barbara Moore to send a letter to the Secretary of Appointments and the new Secretary of the Environment regarding the membership vacancies still remaining in the Commission and ask for recommendations to fill the positions.

### **New Business:**

- **BD-DHCD – HUD Grant Program:** Katherine Taylor provided an update on the HUD Grant Program indicating that DB-DHCD has been doing unit production so far which has been increasing with each quarter. DB-DHCD is also having a lot of staffing issues which has really impacted how much the department can do, but it has made some progress in regards to getting unit production done. DB-DHCD is expecting to have more contractors on board with them and is looking for those opportunities to use the grant money. Cliff Mitchell recommended to Ms. Taylor that tailored materials be distributed to health care providers to help them inform families about lead abatement resources available to them.
- **Legislation:**
  - **HB0079-Housing and Community Development - Whole-Home Repairs Act of 2023:** Ruth Ann Norton informed the Commission about HB0079 that will be introduced by Delegate Vaughn Stewart. This bill addresses the whole house and will be similar to the guideline work of the Green and Healthy Homes initiative that was supported by the Philadelphia Energy Authority and then adopted into Pennsylvania law. Ruth Ann would like to ask Delegate Stewart to attend the February meeting in order to present this bill.
  - **HB0169/SB0144 (2022 HB0108/SB0524) - Public Utilities - Energy Efficiency and Conservation Programs - Energy Performance Targets and Low-Income Housing:** HB0108/SB0524 was approved by the legislature but vetoed by Governor Hogan. This bill is an energy efficiency bill that will guide investment to ensure that low-income families are getting the appropriate level of investment based on their contribution to empower funds and to ensure that energy efficiency happens. The bill calls for a commission that will look at the whole house approach.
- **Joint Statement/Resolution:** Cliff Mitchell recommended having the Lead Commission, The Children's Environmental Health Protection Advisory Council, and the Commission on Environmental Justice think about comprehensive approaches to intersections of issues such as: health and housing that cross from the statewide integrated health improvement strategy; looking at maternal and child health, opioids, diabetes, community development, climate, health equity, in terms of health and housing, disparities, and the relationship between them; and other various issues. Cliff recommends compiling a joint statement or a joint resolution related to the integration of health and housing as it relates to children's health and to community health. Ruth Ann and Camille Burke volunteered to work with Dr. Mitchell on this statement.
- **Commission Reporting Calendar 2023:** Wendy Phillips discussed with the Commissioners the possible dates, times, and topics for updates and reports to be discussed during the calendar year. Members who have any edits, comments or additions to this report were asked to send them to Ms. Phillips.

- **Unit Production Quarterly Updates:** Ruth Ann Norton asked that Departments that have issues of unit production and dollars provide quarterly updates to include: funds available, who the funds are available to, and the units done to date. For example Maryland Department of Housing and Community Development (MD-DHCD) could discuss mapping that would be able to be crosswalked against where there are children under six, where there are lead levels being reported, and where there are dollars going against that and age of housing. This could also be a mapping of who has lead resources across the state, whether it's Baltimore County, Baltimore City, or others. GHHI volunteered to compile a resource mapping of what programs also support both lead, hazard control, source control, and water and a tracking of equity and where dollars are going, who they're going to, and how the agency is moving in that direction. This item was added to the calendar to be scheduled for future dates.
- **Available Public Mapping of Lead Data, Health Equity, and Environmental Health Tracking:** Ruth Ann Norton asked MDH and MDE to present during the February meeting on the topic of Available Public Mapping of Lead Data, Health Equity, and Environmental Health Tracking. The item was added to the calendar for the February meeting. Cliff Mitchell provided the Environmental Public Health tracking portal at the following link: <https://maps.health.maryland.gov/ephtportal/> Tyler Abbot provided the link to the EJ tracking portal at the following link: <https://mdewin64.mde.state.md.us/EJ/>. Both agreed to present in February.
- **Lead and Water Quarterly Update:** Ruth Ann Norton suggested that a quarterly update for lead and water be added to the calendar in order to regularly get the current status and updates on new opportunities to support lead, hazard control, and lead source exposure through other programs. This item was added to the calendar to be scheduled for future dates.
- **Statewide Community Efforts Quarterly Update:** Ruth Ann Norton suggested that there be a quarterly update to highlight good community efforts across the state that are happening or highlighting nurses or case managers or community organizations. This item was added to the calendar to be scheduled for future dates.
- **Baltimore City Health Department (BCHD) Update On the City's Tracking of Lead Violation Notices:** Ruth Ann Norton asked that Mary Beth Haller and Camille Burke provide an update and status at the February meeting on how the City of Baltimore is tracking lead violation notices and the status on how it is doing. This meeting was added to the 2023 reporting calendar.
- **HB1110 - Environment - Lead Poisoning Prevention - Elevated Blood Lead Level:** Ruth Ann Norton asked Tyler Abbot to report on HB1110 at the March meeting which was added to the reporting calendar.
- **Childhood Blood Lead Surveillance Report:** Ruth Ann Norton asked Tyler Abbot to report on the Childhood Blood Lead Surveillance Report at the March meeting which was added to the reporting calendar.
- **Subcommittee Findings on Inconsistencies With Lead Testing in Homes:** Barbara Moore recommended that due to report inconsistencies, the Commission take a look at what is being tested in the homes. Ruth Ann Norton asked Tyler Abbott to create a subcommittee to investigate this issue and report their findings in March. Susan Kleinhammer volunteered to be on the subcommittee. This item was added to the reporting calendar for March.
- **Public Lead Assessment Webinar:** Ruth Ann Norton recommended a possible public webinar sponsored by MDE and the Commission to inform the public about lead assessments and what is involved with an assessment. This item was added to the reporting calendar as "to be determined."
- **Commission Meeting Calendar for 2023:** Wendy Phillips provided the Commission with the dates for the upcoming Lead Commission Meetings for the 2023 calendar year. Christina Peusch pointed out a mistake in the May date which should read May 4, 2023 not May 11, 2023. M. Phillips made this correction. The information is posted on the Lead Commission website at <https://mde.maryland.gov/programs/Land/LeadPoisoningPrevention/Pages/LPPCommission.aspx>
- **Permitting Process:** Susan Kleinhammer indicated that she would like the Commission to revisit the topic of the permitting process especially in the City of Baltimore. Specifically about requiring some documentation of lead training by contractors pulling permits. She also would like the Commission to proceed with talking to the Maryland Home Improvement Commission (MHIC) to discuss its effort to help get contractors lead trained who are working in pre-1978 properties. The goal would be to get better compliance and to prevent children in

remodeling and renovation activities from having unnecessary exposures to lead. Ruth Ann Norton asked Wendy Phillips to facilitate the below meetings

- **Baltimore City Permitting Process:** This meeting would be to discuss permitting process issues and compile an update report to be given to the Commission of the findings. The meeting should include Ruth Ann Norton, Susan Kleinhammer, Katherine Taylor, Mary Beth Haller.
- **Pre-Meeting MHIC/Commissioner:** This meeting would be a pre meeting in order to prep MHIC for the Commission meeting. The meeting should include Ruth Ann Norton, Susan Kleinhammer, Adam Skolnik, and MHIC and should take place prior to MHIC meeting with the entire Lead Commission.
- **Commission Meeting with MHIC:** This meeting would be to discuss efforts to get pre-1798 property contractors lead trained.
- **MDE Annual Report Review for the governor 2022:** Yearly, the Lead Commission is to report to the Governor a summation of the Commission meetings during the calendar year. A copy of the report was provided to the Commission prior to the meeting and can also be found on the MDE website at: <https://mde.maryland.gov/programs/land/Pages/LandPublications.aspx>

#### **Agency Hot Topics/Current Events:**

- **MDE (Maryland Department of the Environment):** Tyler Abbott reported the following items:
  - Secretary Toblatta has retired and Suzanne Dorsey will be acting secretary until a new secretary is appointed.
  - MDE will provide a few more reports in the near future regarding HB1110 as well as the Childhood Blood Lead Surveillance Report.
- **MDH (Maryland Department of Health):** Cliff Mitchell informed the Commission about the following items:
  - MDH has received a substantial grant from the Association of State and Territorial Health Officials and also discussed it's current status and how the grant money will be used.
  - MDH is collaborating with MDH regarding the development of a dashboard for healthcare providers related to lead poisoning testing, lead testing, and follow-up. Shamola Dye the epidemiologist for the lead registry and MDH's epidemiology staff will be working on a provider dashboard and will be reporting to the Commission the developments.
  - During the month of January, MDH will be having another quarterly meeting with all of the lead case managers across the state with MDE to talk about lead poisoning activities, and prevention activities.
  - During the Health Officer Roundtable, the week of January 9, Dr. Mitchell will be presenting to the health officers an update on lead poisoning prevention and associated activities.
- **MDAAP (American Academy of Pediatrics, Maryland Chapter):** Paul Rogers reported that he had a meeting through the Echo program. During the case discussion there were lots of questions and a lot of frustration the pediatricians are feeling with all the paperwork to fill out on lead poisoning related issues. Dr. Rogers invited Dr. Mitchell to MDAAP's next meeting on February 1, 2023 at noon to provide some answers to the questions that were raised.
- **MSDE/OCC (Maryland State Department of Education/Office of Child Care):** No updates were provided.
- **MIA (Maryland Insurance Administration):** No updates were provided.
- **MD-DHCD (Maryland Department of Housing and Community Development):** Jack Daniels reported that MD-DHCD's acting secretary is Owen McAvoy and also that it is currently having some staffing issues that have caused delays and it is trying to resolve.
- **BC-DHCD (Baltimore City Department of Housing and Community Development):** No updates were provided.
- **BCHD (Baltimore City Health Department):** Camille Burke reported the following:
  - BCHD recently received the list of everything that's been demolished in Baltimore City in the past two years and is in the process of going through its violations and vacant and boarded list and comparing it to that demolished list to hopefully reduce the violation list.
  - BCHD is closer towards publishing the new lead abatement regulations which will be finalized soon.

- **HABC** (Housing Authority of Baltimore City): Ruth Ann Norton indicated that she will call Dan Abrams from HABC to see if he can periodically update the Commission on their process with lead.
- **GHHI** (Green and Healthy Homes Initiative): Ruth Ann Norton and Wes Stewart reported the following items:
  - GHHI has a new case manager, Angela Perry Hall, who will be joining the Commission Meeting in February.
  - GHHI, with some EPA funding, had a community meeting on lead and water and will have an additional meeting soon on air quality.
  - There is substantial funding coming from the inflation reduction from the infrastructure bill to the State of Maryland, the Commission may want to look at how those funds are going to be distributed.
  - GHHI is seeking referrals of families and low-income homes in Baltimore that could use funds to raise the standard of their housing condition including upgrades in owners' home or property owners who could benefit from having these funds from the 1k health homes. If anyone is interested in having GHHI come and talk to any of your groups or if you want more information regarding this topic please contact [info@ghhi.org](mailto:info@ghhi.org) or [gwstewart@ghhi.org](mailto:gwstewart@ghhi.org).
  - GHHI is looking to expand its contractor pool.

**Commissioner Comments and Updates:**

- Barbara Moore wanted the Commission to know that a lot of the government agencies are not receiving emails from Mount Washington. Mount Washington is trying to work through the issue.

**Public Comments and Updates:**

No comments or updates were provided.

**Reminder for February Reporting:**

- MD-DHCD – Lead Grant Programs (Jack Daniels)
- Legislation
- Mapping Lead Data and Health Equity - MDE/MDH

**Adjournment:**

The meeting ended at approximately 11 a.m.

**Future Meeting Date:**

The next Lead Commission Meeting is scheduled for Thursday, February 2, 2023 via Google Meet, from 9:30 a.m. – 11:30 a.m.



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MDE Lead Commission Reporting Calendar 2023

Months	<u>Topics of Discussion</u>
January	<ol style="list-style-type: none"> <li>1) BC-DHCD - HUD Grant Program (Katheryn Taylor)</li> <li>2) Commission Reporting Calendar 2023 (Wendy Phillips)</li> <li>3) Commission Meeting Calendar 2023 (Wendy Phillips)</li> <li>4) MDE Annual Report Review for the governor 2022 (Wendy Phillips)</li> <li>5) Legislation (All)</li> </ol>
February	<ol style="list-style-type: none"> <li>1) HB0079 - Housing and Community Development - Whole-Home Repairs Act of 2023 (Delegate Stewart)</li> <li>2) MDH EPHT- Environmental Public Health Tracking (Cliff Mitchell)</li> <li>3) MDE Environmental Justice Presentation (Caitlin Eversmier)</li> <li>4) MD-DHCD – Lead Grant Programs (Jack Daniels)</li> <li>5) BCHD Update On the City’s Tracking of Lead Violation Notices (Camille Burke)</li> </ol>
March	<ol style="list-style-type: none"> <li>1) Introduction and Commitment of Governor Wes Moore</li> <li>2) HB1110 Updates - Environment - Lead Poisoning Prevention - Elevated Blood Lead Level (Tyler Abbott)</li> <li>3) Childhood Blood Lead Surveillance Report Updates (Tyler Abbott)</li> <li>4) Subcommittee Updates on Environmental Investigations</li> <li>5) MDE – Compliance and Enforcement</li> </ol>
April	<ol style="list-style-type: none"> <li>1) MDE Update on Water Safety</li> <li>2) MD-DHCD – Lead Grant Programs (Jack Daniels)</li> <li>3) Daycare Discussion Progress (Ruth Ann Norton)</li> <li>4) Subcommittee Findings on Environmental Investigations</li> </ol>
May	<ol style="list-style-type: none"> <li>1) Commissioner membership updates and renewals due in September (Wendy Phillips)</li> <li>2) MDH – report from counties (success of case management efforts)</li> <li>3) BC-DHCD - HUD Grant Program (Katheryn Taylor)</li> </ol>
June/July/August	<b>NO MEETINGS FOR JUNE, JULY, AND AUGUST</b>
September	<ol style="list-style-type: none"> <li>1) MDE – Compliance and Enforcement (MDE reports run on state FY July 1 to June 30)</li> <li>2) MDH Lead Screening</li> <li>3) MD-DHCD – Lead Grant Programs (Jack Daniels)</li> <li>4) Lead Commission Awards and Recognitions Nominations due 09/15/23 &amp; Votes due 09/22/23</li> </ol>
October	<ol style="list-style-type: none"> <li>1) BCHD – CLPPP Fiscal Year Report (Camile Burke)</li> <li>2) BC-DHCD - Hud Grant Program (Katheryn Taylor)</li> <li>3) Lead Poison Prevention Week 10/22/23 - 10/28/23</li> <li>4) Lead Commission Awards and Recognitions Announcement and Awards Presentation</li> </ol>
November	<ol style="list-style-type: none"> <li>1) MSDE/OOC (Manjula Paul)</li> <li>2) MDE Childhood Lead Registry Report</li> <li>3) MD-DHCD – Lead Grant Programs (Jack Daniels)</li> </ol>
December	<ol style="list-style-type: none"> <li>1) BC-DHCD - Hud Grant Program (Katheryn Taylor)</li> <li>2) Commission Reporting Calendar for upcoming year (Wendy Phillips)</li> <li>3) MDH Lead Screening</li> </ol>
Meetings/Discussions TBD	<ol style="list-style-type: none"> <li>1) <b>Unit Production Quarterly Updates:</b> Ruth Ann Norton asked that Departments that have issues of unit production and dollars provide quarterly updates to include: funds available, who the funds are available to, and the units done to date. For example, Maryland Department of Housing and Community Development (DHCD): mapping that would be able to be crosswalked against where we have children under six, where we have lead levels being reported, and where we have dollars going against that and age of housing. This will also be a mapping of who has lead resources across the state, whether it's Baltimore County, Baltimore City, or others. GHHI volunteered to compile a resource mapping of what programs also support both lead, hazard control, source control, and water. Additionally, a tracking of equity and where dollars are going, who they're going to and how the agency is moving in that direction.</li> <li>2) <b>Lead and Water Quarterly Update:</b> Ruth Ann Norton suggested that a quarterly update for lead and water be added to the calendar in order to regularly get the current status and updates on new opportunities to support lead, hazard control, and lead source exposure through other programs.</li> <li>3) <b>Statewide Community Efforts:</b> Ruth Ann Norton suggested that there be a quarterly update to highlight good community efforts across the state that are happening or highlighting of a nurse or case manager or community organization.</li> <li>4) <b>Commission Meeting with MHIC:</b> to discuss efforts to get pre-1798 property contractors lead trained.</li> </ol>

MDE Lead Commission External Meeting Calendar 2023

External Meetings TBD	<ol style="list-style-type: none"> <li>1) <b>Baltimore City Permitting Process:</b> This meeting is to discuss permitting process issues and compile an update report to be given to the Commission of the findings. The meeting should include Ruth Ann Norton, Susan Kleinhammer, Katherine Taylor, Mary Beth Haller.</li> <li>2) <b>Pre-Meeting MHIC/Commissioner:</b> A pre meeting with Ruth Ann Norton, Susan Kleinhammer, Adam Skolnik, and MHIC should take place prior to MHIC meeting with the entire Lead Commission in order to prep MHIC for the Commission meeting.</li> <li>3) <b>Public Lead Assessment Webinar:</b> Sponsored by MDE and the Commission</li> </ol>
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**Represented Agencies/Organizations:**

- MDE - Paula Montgomery, Commissioner
  - LMA - Tyler Abbott
  - LPPP - Fred Banks, Jonathan Klanderud, Rena Boss Victoria
  - WSA - Saranthip Koh, Tim Rule, Christina Ardito
- MDH - Cliff Mitchell- Commissioner
- MDAAP - Paul Rogers
- MSDE/OCC - Manjula Paul, Commissioner
- MIA - Benita Cooper
- MD-DHCD - Jack Daniels- Commissioner
- BC-DHCD - Katherine Taylor, Director
- BCHD - Mary Beth Haller- Commissioner
  - Camille Burke, CLPPP Director
- HABC - William Peach, Bill Loehr
- GHHI - Ruth Ann Norton, Commission Chair
  - Wes Stewart, Operations

**Ongoing Topics:**

- Legislation ([Annually - Jan - Apr](#))
- Commission Reporting Calendar for upcoming year (Wendy Phillips) ([Annually - Jan & Dec](#))
- Lead Commission Awards and Recognitions
  - Nominations due 09/15/23 & Votes due 09/22/23 ([Annually - Sep](#))
  - Announcement and Awards Presentation ([Annually - Oct](#))
- Commissioner membership updates and renewals due in September (Wendy Phillips) ([Annually - May](#))
- Commission Meeting Calendar for upcoming year (Wendy Phillips) ([Annually - Jan](#))
- MDE Annual Report Review for the governor ([Annually - Jan](#))
- Lead Poison Prevention Week 10/22/23 - 10/28/23 ([Annually - Oct](#))

**Other Topics:**

- Subcommittee Updates
- Asset & GAP Analysis

**MDE Lead Poisoning Prevention Commission  
Attendance Report 2022**

First Name	Last Name	Agency/Organization/Company	01/06	02/03	03/03	04/07	05/05	09/01	10/06	11/03	12/01
<b>Guests</b>			33	39	31	36	39	37	41	41	33
Tyler	Abbott	MDE	Maryland Department of the Environment (MDE)								
Tina	Alley								Y		Y
Beatrice	Amoateng	MGA	Maryland General Assembly / Senator for District 41 Baltimore City								
Christina	Ardito	MDE	Y	Y			Y				
Frederick	Banks	MDE	Maryland Department of the Environment (MDE)								
Robert	Baron	MIA	Maryland Insurance Administration (MIA)								
Justin	Barry	GHHI	Green and Healthy Homes Initiative (GHHI)								
Chevelle	Bash	GHHI	Green and Healthy Homes Initiative (GHHI)								
Thea	Becton	HUD	U.S. Department of Housing and Urban Development (HUD)								
Akua	Boatema	MDH	Maryland Department of Health (MDH)								
Rena	Boss-Victoria	MDE	Y	Y	Y	Y	Y		Y	Y	Y
Shante	Branch	MDE	Y	Y		Y	Y	Y			
Aaliyah	Brice	GHHI	Green and Healthy Homes Initiative (GHHI)								
Camille	Burke	BCHD	Y	Y		Y	Y	Y	Y	Y	Y
Subha	Chandar	MDH	Maryland Department of Health (MDH)								
Erica	Chapman	MDE	Maryland Department of the Environment (MDE)								
Lanae	Christian		Lifebridge Health								
Walter	Clews		AmeriSpec								
Stephanie	Cobb-Williams	MDE	Maryland Department of the Environment (MDE)								
Nasu	Conteh	FCHD	Frederick County Health Department								
Chris	Corzine	OAG	Y	Y	Y	Y	Y	Y	Y	Y	Y
Samantha	Cribbs	HCHD	Howard County Health Department								
Geraldine	Day	BCHD	Baltimore City Health Department (BCHD)								
Shamola	Dye	MDE	Maryland Department of the Environment								
Debbie	Farlow	MDH	Maryland Department of Health (MDH)								
Eamon	Flynn	MDH	Maryland Department of Health (MDH)								
Jeffrey	Fretwell	MDE	Maryland Department of the Environment (MDE)								
Ben	Grumbles	MDE	Maryland Department of the Environment (MDE)								
Jason	Harding	BCDHCD	Y	Y		Y	Y		Y	Y	
Colleen	Hess	BCHD	Baltimore County Department of Health (BCHD)								
Kathryn	Hirabayashi	MDH	Maryland Department of Health (MDH)								
Steven	Homola	BCDHCD	Y	Y			Y			Y	Y
Lisa	Horne	MDH	Y	Y	Y		Y				
Donn	Howard										
Darlene	Israel	MDH	Maryland Department of Health (MDH)								
Rebecca	Jackson	GHHI	Green and Healthy Homes Initiative (GHHI)								
Alexia	Jones	GHHI	Green and Healthy Homes Initiative (GHHI)								
Dawn	Joy	AMA	Y	Y		Y	Y	Y		Y	Y
Peter	Kannam		Henderson Hopkins								
Comfort	Kissi	GHHI	Green and Healthy Homes Initiative (GHHI)								
Jonathan	Klanderud	MDE	Maryland Department of the Environment (MDE)								
Saranthip	Koh	MDE	Maryland Department of the Environment (MDE)								
Nick	Kyriacou										
Kaley	Laleker	MDE	Maryland Department of the Environment (MDE)								
D'ultra	Lee		Lifebridge Health								
Fred	Mason, III	MSDE	Maryland State Department of Education								
Kelsey	McClain	GHHI	Green and Healthy Homes Initiative (GHHI)								
Wade	McCord	MDE	Maryland Department of the Environment (MDE)								
Michael	McKnight	GHHI	Green and Healthy Homes Initiative (GHHI)								
Tria	Morris										
Katelyn	Mullins	MDH	Maryland Department of Health (MDH)								
Jo Anne	Murray	MSDE	Maryland State Department of Education								
Simon	Penning	BCDHCD	Y	Y		Y	Y				Y
Wendy	Phillips	MDE	Maryland Department of the Environment (MDE)								
Victor	Powell	HUD	U.S. Department of Housing and Urban Development (HUD)								
Tiffany	Price	MDH	Maryland Department of Health (MDH)								
Brenda	ReY	HUD	U.S. Department of Housing and Urban Development (HUD)								
Cherise	Roberts	GHHI	Y	Y	Y	Y	Y				
Celisia	Rouson-Smith	GHHI	Green and Healthy Homes Initiative (GHHI)								
Tim	Rule	MDE	Maryland Department of the Environment (MDE)								
Madison	Russell										
Candace	Scott	MDH	Maryland Department of Health (MDH)								
Tiana	Sheppard	GHHI	Green and Healthy Homes Initiative (GHHI)								
Kylan	Simpson	MDH	Y	Y		Y	Y				
Anastasia	Solano	MDE	Maryland Department of the Environment (MDE)								
Stephanie	Staats	HUD	U.S. Department of Housing and Urban Development (HUD)								
George	Stewart	GHHI	Y	Y	Y	Y	Y	Y	Y	Y	Y
Jillian	Storms	MSDE	Maryland State Department of Education								
Horacio	Tablada	MDE	Maryland Department of the Environment (MDE)								
Katherine	Taylor	BCHD	Baltimore City Health Department (BCHD)								
Edward	Thomas	HUD	U.S. Department of Housing and Urban Development (HUD)								
Chris	White	Arc	Arc Environmental, Inc.								
Julie	Whitis		Maryland Department of Health (MDH)								
Marcia	Williams	BCDHCD	Baltimore County Department of Housing and Community Development								
Khaila	Young		No Boundaries Coalition								
Andrea											
<b>Commissioners</b>											
Dalya	Attar	MGA	Maryland General Assembly / Senator for District 41 Baltimore City								
Jacob	Benzaquen	JBZ	JBZ Management								
Benita	Cooper	MIA	Maryland Insurance Administration (MIA)								
Jack	Daniels	DHCD	Y	Y	Y	Y	Y	Y	Y	Y	Y
Anna	Davis		Counsel Gordon, Wolf & Carney, Chtd.								
Mary Beth	Haller	BCHD	Baltimore City Health Department (BCHD)								
Susan	Kleinhammer	LSI	Leadtec Services, Inc. (LSI)								
Cliff	Mitchell	MDH	Maryland Department of Health (MDH)								
Paula	Montgomery	MDE	Maryland Department of the Environment (MDE)								
Barbara	Moore	MWPH	Mt. Washington Pediatric Hospital								
Ruth Ann	Norton	GHHI	Green and Healthy Homes Initiative (GHHI)								
Manjula	Paul	MSDE/OC	Maryland State Department of Education (MSDE)								
Christina	Peusch	MSCCA	The Maryland State Child Care Association (MSCCA)								
Paul	Rogers	MDAAP	American Academy of Pediatrics, Maryland Chapter								
Adam	Skolnik	MMHA	Maryland Multi-Housing Association, Inc.								

# HOUSE BILL 36

N1  
HB 703/22 – JUD

(PRE-FILED)

3lr0646  
CF SB 100

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By: **Delegates Lehman, Charkoudian, Foley, D. Jones, Ruth, and Terrasa**

Requested: October 31, 2022

Introduced and read first time: January 11, 2023

Assigned to: Judiciary

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## A BILL ENTITLED

1 AN ACT concerning

2 **Real Property – Actions to Repossess – Proof of Rental Licensure**

3 FOR the purpose of requiring, in certain actions to repossess residential rental property, a  
4 landlord to submit to the clerk of the court evidence of compliance with certain local  
5 rental property licensure requirements and demonstrate that the landlord is  
6 compliant with the licensure requirements; and generally relating to actions to  
7 repossess property.

8 BY repealing and reenacting, without amendments,

9 Article – Real Property

10 Section 8–401(a) and (b)(1)

11 Annotated Code of Maryland

12 (2015 Replacement Volume and 2022 Supplement)

13 BY repealing and reenacting, with amendments,

14 Article – Real Property

15 Section 8–401(b)(2), 8–402(b)(1)(i), and 8–402.1(a)(1)(i)

16 Annotated Code of Maryland

17 (2015 Replacement Volume and 2022 Supplement)

18 BY adding to

19 Article – Real Property

20 Section 8–406

21 Annotated Code of Maryland

22 (2015 Replacement Volume and 2022 Supplement)

23 SECTION 1. BE IT ENACTED BY THE GENERAL ASSEMBLY OF MARYLAND,

24 That the Laws of Maryland read as follows:

25 **Article – Real Property**

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EXPLANATION: CAPITALS INDICATE MATTER ADDED TO EXISTING LAW.

[Brackets] indicate matter deleted from existing law.



1 8-401.

2 (a) Whenever the tenant or tenants fail to pay the rent when due and payable, it  
3 shall be lawful for the landlord to have again and repossess the premises in accordance  
4 with this section.

5 (b) (1) Whenever any landlord shall desire to repossess any premises to which  
6 the landlord is entitled under the provisions of subsection (a) of this section, the landlord  
7 or the landlord's duly qualified agent or attorney shall ensure that the landlord has  
8 completed the procedures required under subsection (c) of this section.

9 (2) [After] **SUBJECT TO § 8-406 OF THIS SUBTITLE AND AFTER**  
10 completing the procedures required under subsection (c) of this section, a landlord or the  
11 landlord's duly qualified agent or attorney may file the landlord's written complaint under  
12 oath or affirmation, in the District Court of the county wherein the property is situated:

13 (i) Describing in general terms the property sought to be  
14 repossessed;

15 (ii) Setting forth the name of each tenant to whom the property is  
16 rented or any assignee or subtenant;

17 (iii) Stating the amount of rent and any late fees due and unpaid, less  
18 the amount of any utility bills, fees, or security deposits paid by a tenant under § 7-309 of  
19 the Public Utilities Article;

20 (iv) Requesting to repossess the premises and, if requested by the  
21 landlord, a judgment for the amount of rent due, costs, and any late fees, less the amount  
22 of any utility bills, fees, or security deposits paid by a tenant under § 7-309 of the Public  
23 Utilities Article;

24 (v) If applicable, stating that, to the best of the landlord's knowledge,  
25 the tenant is deceased, intestate, and without next of kin; and

26 (vi) If the property to be repossessed is an affected property as  
27 defined in § 6-801 of the Environment Article, stating that the landlord has registered the  
28 affected property as required under § 6-811 of the Environment Article and renewed the  
29 registration as required under § 6-812 of the Environment Article and:

30 1. A. If the current tenant moved into the property on or  
31 after February 24, 1996, stating the inspection certificate number for the inspection  
32 conducted for the current tenancy as required under § 6-815(c) of the Environment Article;  
33 or

1 B. On or after February 24, 2006, stating the inspection  
2 certificate number for the inspection conducted for the current tenancy as required under  
3 § 6–815(c), § 6–817(b), or § 6–819(f) of the Environment Article; or

4 2. Stating that the owner is unable to provide an inspection  
5 certificate number because:

6 A. The owner has requested that the tenant allow the owner  
7 access to the property to perform the work required under Title 6, Subtitle 8 of the  
8 Environment Article;

9 B. The owner has offered to relocate the tenant in order to  
10 allow the owner to perform work if the work will disturb the paint on the interior surfaces  
11 of the property and to pay the reasonable expenses the tenant would incur directly related  
12 to the relocation; and

13 C. The tenant has refused to allow access to the owner or  
14 refused to vacate the property in order for the owner to perform the required work.

15 8–402.

16 (b) (1) (i) **[Where] SUBJECT TO § 8–406 OF THIS SUBTITLE AND WHERE**  
17 any tenancy is for any definite term or at will, and the landlord shall desire to repossess  
18 the property after the expiration of the term for which it was leased and shall give notice  
19 as required under subsection (c) of this section to the tenant or to the person actually in  
20 possession of the property to remove from the property at the end of the term, and if the  
21 tenant or person in actual possession shall refuse to comply, the landlord may make  
22 complaint in writing to the District Court of the county where the property is located.

23 8–402.1.

24 (a) (1) (i) **[Where] SUBJECT TO § 8–406 OF THIS SUBTITLE AND WHERE**  
25 an unexpired lease for a stated term provides that the landlord may repossess the premises  
26 prior to the expiration of the stated term if the tenant breaches the lease, the landlord may  
27 make complaint in writing to the District Court of the county where the premises is located  
28 if:

29 1. The tenant breaches the lease;

30 2. A. The landlord has given the tenant 30 days' written  
31 notice that the tenant is in violation of the lease and the landlord desires to repossess the  
32 leased premises; or

33 B. The breach of the lease involves behavior by a tenant or a  
34 person who is on the property with the tenant's consent, which demonstrates a clear and  
35 imminent danger of the tenant or person doing serious harm to themselves, other tenants,  
36 the landlord, the landlord's property or representatives, or any other person on the property

1 and the landlord has given the tenant or person in possession 14 days' written notice that  
2 the tenant or person in possession is in violation of the lease and the landlord desires to  
3 repossess the leased premises; and

4 3. The tenant or person in actual possession of the premises  
5 refuses to comply.

6 **8-406.**

7 **(A) (1) THIS SECTION APPLIES ONLY IN A COUNTY, A MUNICIPALITY, OR**  
8 **ANY OTHER JURISDICTION THAT REQUIRES A LICENSE FOR THE LAWFUL**  
9 **OPERATION OF RESIDENTIAL RENTAL PROPERTY.**

10 **(2) THIS SECTION DOES NOT APPLY TO AN ACTION UNDER § 8-402 OR**  
11 **§ 8-402.1 OF THIS SUBTITLE WHERE THE LANDLORD SHOWS THAT THE ACTIONS OF**  
12 **THE TENANT CAUSED THE LICENSING AUTHORITY TO SUSPEND, REVOKE, OR**  
13 **REFUSE TO GRANT OR RENEW THE RENTAL LICENSE.**

14 **(B) IF A LANDLORD ASSERTS THAT RENTAL PROPERTY IS NOT LICENSED IN**  
15 **COMPLIANCE WITH APPLICABLE LOCAL RENTAL LICENSING REQUIREMENTS DUE TO**  
16 **THE ACTIONS OF A TENANT, THE LANDLORD MAY FILE AN ACTION UNDER § 8-402 OR**  
17 **§ 8-402.1 OF THIS SUBTITLE ONLY AFTER THE LANDLORD PROVIDES THE TENANT**  
18 **WITH WRITTEN NOTICE OF THE ASSERTION THAT THE TENANT CAUSED THE**  
19 **LICENSING AUTHORITY TO SUSPEND, REVOKE, OR REFUSE TO GRANT OR RENEW THE**  
20 **RENTAL LICENSE AT LEAST 30 DAYS BEFORE FILING THE ACTION.**

21 **(C) (1) EXCEPT AS PROVIDED IN PARAGRAPH (2) OF THIS SUBSECTION,**  
22 **ON THE FILING OF A WRITTEN COMPLAINT TO REPOSSESS RESIDENTIAL PROPERTY**  
23 **UNDER § 8-401, § 8-402, OR § 8-402.1 OF THIS SUBTITLE OR UNDER SUBTITLE 9 OF**  
24 **THE CODE OF PUBLIC LOCAL LAWS OF BALTIMORE CITY, THE LANDLORD SHALL**  
25 **PLEAD AND DEMONSTRATE THAT THE PROPERTY IS:**

26 **(I) LICENSED IN COMPLIANCE WITH APPLICABLE LOCAL**  
27 **RENTAL LICENSING REQUIREMENTS; OR**

28 **(II) EXEMPT FROM APPLICABLE LOCAL RENTAL LICENSING**  
29 **REQUIREMENTS.**

30 **(2) THIS SUBSECTION DOES NOT APPLY TO AN ACTION TO REPOSSESS**  
31 **FOR BREACH OF LEASE UNDER § 8-402.1(A)(1)(I)2B OF THIS SUBTITLE.**

32 **(D) (1) AT TRIAL, THE LANDLORD MUST DEMONSTRATE TO THE**  
33 **SATISFACTION OF THE COURT THAT THE PROPERTY LISTED IN THE WRITTEN**



1 COMPLAINT IS LICENSED WITH THE JURISDICTION OR IS EXEMPT FROM APPLICABLE  
2 LICENSING REQUIREMENTS.

3 (2) TO SATISFY THE REQUIREMENTS OF THIS SUBSECTION, A  
4 LANDLORD MAY PROVIDE ELECTRONIC PROOF OF LICENSURE.

5 SECTION 2. AND BE IT FURTHER ENACTED, That this Act shall take effect  
6 October 1, 2023.

# HOUSE BILL 79

C9

(PRE-FILED)

3lr0905  
CF 3lr1165

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By: **Delegate Stewart**

Requested: November 18, 2022

Introduced and read first time: January 11, 2023

Assigned to: Environment and Transportation

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## A BILL ENTITLED

1 AN ACT concerning

2 **Housing and Community Development – Whole-Home Repairs Act of 2023**

3 FOR the purpose of establishing the Whole-Home Repairs Program in the Department of  
4 Housing and Community Development to award grants to certain local  
5 administering agencies for the purposes of ensuring that owner-occupied and rental  
6 units are free of habitability concerns, improving coordination across home repairs  
7 programs, and increasing retention in workforce development programs;  
8 establishing the Whole-Home Repairs Fund as a special, nonlapsing fund; and  
9 generally relating to the Whole-Home Repairs Program.

10 BY adding to

11 Article – Housing and Community Development

12 Section 4-512; and 4-2901 through 4-2904 to be under the new subtitle “Subtitle 29.  
13 Whole-Home Repairs Program”

14 Annotated Code of Maryland

15 (2019 Replacement Volume and 2022 Supplement)

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

18 **Article – Housing and Community Development**

19 **4-512.**

20 (A) **IN THIS SECTION, “FUND” MEANS THE WHOLE-HOME REPAIRS FUND.**

21 (B) **THERE IS A WHOLE-HOME REPAIRS FUND.**

22 (C) **THE PURPOSE OF THE FUND IS TO PROVIDE GRANTS TO LOCAL**

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EXPLANATION: CAPITALS INDICATE MATTER ADDED TO EXISTING LAW.

[Brackets] indicate matter deleted from existing law.



1 ADMINISTERING AGENCIES UNDER THE WHOLE-HOME REPAIRS PROGRAM.

2 (D) THE DEPARTMENT SHALL ADMINISTER THE FUND.

3 (E) (1) THE FUND IS A SPECIAL, NONLAPSING FUND THAT IS NOT  
4 SUBJECT TO § 7-302 OF THE STATE FINANCE AND PROCUREMENT ARTICLE.

5 (2) THE STATE TREASURER SHALL HOLD THE FUND SEPARATELY,  
6 AND THE COMPTROLLER SHALL ACCOUNT FOR THE FUND.

7 (F) THE FUND CONSISTS OF:

8 (1) MONEY APPROPRIATED IN THE STATE BUDGET TO THE FUND;

9 (2) FEDERAL FUNDING RECEIVED BY THE STATE FOR PURPOSES OF  
10 FUNDING THE PROGRAM; AND

11 (3) ANY OTHER MONEY FROM ANY OTHER SOURCE ACCEPTED FOR  
12 THE BENEFIT OF THE FUND.

13 (G) THE STATE TREASURER SHALL INVEST THE MONEY OF THE FUND IN  
14 THE SAME MANNER AS OTHER STATE MONEY MAY BE INVESTED.

15 (H) EXPENDITURES FROM THE FUND MAY BE MADE ONLY IN ACCORDANCE  
16 WITH THE STATE BUDGET.

17 SUBTITLE 29. WHOLE-HOME REPAIRS PROGRAM.

18 4-2901.

19 (A) IN THIS SUBTITLE THE FOLLOWING WORDS HAVE THE MEANINGS  
20 INDICATED.

21 (B) "AFFORDABLE" MEANS HOUSING COSTS DO NOT EXCEED 30% OF A  
22 HOUSEHOLD'S INCOME.

23 (C) "AFFORDABLE UNITS" MEANS UNITS WHERE RENT IS AFFORDABLE TO  
24 TENANTS AT OR BELOW 60% OF THE AREA MEDIAN INCOME, ADJUSTED FOR  
25 HOUSEHOLD SIZE, AS PUBLISHED AND ANNUALLY UPDATED BY THE U.S.  
26 DEPARTMENT OF HOUSING AND URBAN DEVELOPMENT.

27 (D) (1) "HOME REPAIRS PROGRAMS" MEANS FEDERAL AND STATE  
28 PROGRAMS, OTHER THAN THE WHOLE-HOME REPAIRS PROGRAM, THAT PROVIDE

1 FINANCIAL ASSISTANCE FOR REPAIRS OR IMPROVEMENTS TO RESIDENTIAL  
2 PROPERTY.

3 (2) "HOME REPAIRS PROGRAMS" INCLUDE:

4 (I) WEATHERIZATION ASSISTANCE PROGRAMS ADMINISTERED  
5 AS A PART OF THE PROGRAMS AUTHORIZED UNDER THE FEDERAL LOW-INCOME  
6 HOME ENERGY ASSISTANCE ACT OR THE FEDERAL ENERGY CONSERVATION IN  
7 EXISTING BUILDINGS ACT OF 1976;

8 (II) THE COMMUNITY DEVELOPMENT BLOCK GRANT PROGRAM  
9 ESTABLISHED UNDER THE FEDERAL HOUSING AND COMMUNITY DEVELOPMENT  
10 ACT OF 1974;

11 (III) THE LEAD HAZARD REDUCTION GRANT PROGRAM AND  
12 THE LEAD HAZARD REDUCTION LOAN PROGRAM ESTABLISHED UNDER SUBTITLE 7  
13 OF THIS TITLE;

14 (IV) THE MARYLAND HOUSING REHABILITATION PROGRAM  
15 ESTABLISHED UNDER SUBTITLE 9 OF THIS TITLE; AND

16 (V) NEIGHBORHOOD REVITALIZATION PROGRAMS  
17 ESTABLISHED UNDER TITLE 6 OF THIS ARTICLE.

18 (E) "LOCAL ADMINISTERING AGENCY" MEANS A LOCAL GOVERNMENTAL  
19 UNIT OR NONPROFIT AGENCY RESPONSIBLE FOR ADMINISTERING HOME REPAIRS  
20 PROGRAMS WITHIN A COUNTY OR MUNICIPAL CORPORATION.

21 (F) "PROGRAM" MEANS THE WHOLE-HOME REPAIRS PROGRAM.

22 (G) "SERIOUS VIOLATION" MEANS A VIOLATION OF STATE LAW THAT POSES  
23 AN IMMINENT THREAT TO THE HEALTH AND SAFETY OF THE OCCUPANTS OF A  
24 DWELLING, THE OCCUPANTS OF SURROUNDING STRUCTURES, OR PASSERSBY.

25 (H) "SMALL LANDLORD" MEANS A LANDLORD THAT:

26 (1) HAS AN OWNERSHIP INTEREST IN NOT MORE THAN FIVE  
27 RESIDENTIAL PROPERTIES AND NOT MORE THAN 15 RENTAL UNITS; AND

28 (2) RENTS THOSE PROPERTIES OR UNITS FOR USE AS A PRIMARY  
29 RESIDENCE FOR A FEE, REGARDLESS OF THE LENGTH OR FORM OF THE LEASE.

30 4-2902.

1           **(A)    THERE IS A WHOLE-HOME REPAIRS PROGRAM IN THE DEPARTMENT.**

2           **(B)    THE PURPOSE OF THE PROGRAM IS TO PROVIDE FUNDING TO LOCAL**  
3 **ADMINISTERING AGENCIES TO:**

4                   **(1)    ENSURE OWNER-OCCUPIED AND RENTAL UNITS ARE FREE OF**  
5 **HABITABILITY CONCERNS;**

6                   **(2)    IMPROVE COORDINATION ACROSS HOME REPAIR PROGRAMS; AND**

7                   **(3)    INCREASE    RETENTION    IN    WORKFORCE    DEVELOPMENT**  
8 **PROGRAMS.**

9 **4-2903.**

10           **(A)    (1)    THE DEPARTMENT SHALL MAKE AVAILABLE AN APPLICATION**  
11 **FOR LOCAL ADMINISTERING AGENCIES TO APPLY FOR FUNDING UNDER THE**  
12 **PROGRAM.**

13                   **(2)    THE APPLICATION MAY BE ACCEPTED ELECTRONICALLY.**

14           **(B)    (1)    EXCEPT AS PROVIDED IN PARAGRAPH (2) OF THIS SUBSECTION,**  
15 **THE DEPARTMENT SHALL AWARD GRANTS TO NOT MORE THAN ONE LOCAL**  
16 **ADMINISTERING AGENCY PER COUNTY.**

17                   **(2)    THIS SUBSECTION SHALL NOT BE CONSTRUED TO PROHIBIT THE**  
18 **DEPARTMENT FROM AWARDING:**

19                           **(I)    MORE THAN ONE GRANT TO A LOCAL ADMINISTERING**  
20 **AGENCY THAT SERVES MULTIPLE COUNTIES; OR**

21                                   **(II)   A GRANT TO A LOCAL ADMINISTERING AGENCY THAT**  
22 **SERVES A MUNICIPAL CORPORATION, PROVIDED THAT THE MUNICIPAL**  
23 **CORPORATION IS NOT SERVED BY ANOTHER LOCAL ADMINISTERING AGENCY.**

24           **(C)    LOCAL ADMINISTERING AGENCIES SHALL USE GRANTS PROVIDED**  
25 **UNDER THIS SECTION:**

26                   **(1)    SUBJECT TO SUBSECTIONS (D) AND (E) OF THIS SECTION, TO**  
27 **PROVIDE FINANCIAL ASSISTANCE, NOT TO EXCEED \$50,000 PER UNIT, TO**  
28 **RESIDENTIAL PROPERTY OWNERS FOR THE PURPOSE OF:**

1                   **(I) ADDRESSING HABITABILITY CONCERNS;**

2                   **(II) IMPROVING ENERGY OR WATER EFFICIENCY; AND**

3                   **(III) MAKING UNITS ACCESSIBLE FOR INDIVIDUALS WITH**  
4 **DISABILITIES;**

5                   **(2) TO INVEST IN WORKFORCE DEVELOPMENT PROGRAMS THAT WILL**  
6 **CONNECT TRAINEES TO JOBS THROUGH COMMITTED EMPLOYER PARTNERSHIPS**  
7 **RELATED TO IMPROVING THE HABITABILITY AND PERFORMANCE OF RESIDENTIAL**  
8 **PROPERTIES, INCLUDING THROUGH:**

9                   **(I) PROVIDING CASH STIPENDS FOR TRAINEES; AND**

10                   **(II) PAYING COSTS RELATED TO THE DESIGN AND**  
11 **IMPLEMENTATION OF PRE-APPRENTICESHIP, APPRENTICESHIP, AND PUBLICLY**  
12 **FUNDED ON-THE-JOB TRAINING PROGRAMS; AND**

13                   **(3) TO OFFSET THE COSTS TO THE LOCAL ADMINISTERING AGENCY OF**  
14 **ADMINISTERING THE PROGRAM AND OTHER HOME REPAIRS PROGRAMS,**  
15 **INCLUDING:**

16                   **(I) STAFFING COSTS;**

17                   **(II) COSTS RELATED TO IMPLEMENTING SYSTEMS AND DATA**  
18 **MANAGEMENT TOOLS DESIGNED TO MAXIMIZE ENROLLMENT IN THE PROGRAM AND**  
19 **OTHER HOME REPAIRS PROGRAMS; AND**

20                   **(III) THE PROVISION AND ENHANCEMENT OF:**

21                               **1. TECHNICAL ASSISTANCE AND CASE MANAGEMENT**  
22 **SERVICES FOR HOMEOWNERS, RENTERS, AND SMALL LANDLORDS;**

23                               **2. A UNIVERSAL HOME REPAIRS PROGRAM APPLICATION**  
24 **PROCESS EVIDENCED BY A SINGLE POINT OF CONTACT FOR HOMEOWNERS,**  
25 **RENTERS, AND SMALL LANDLORDS;**

26                               **3. COORDINATION ACROSS WAITLISTS FOR HOME**  
27 **REPAIRS PROGRAMS;**

28                               **4. PUBLIC POLICY ANALYSIS, OUTCOMES REPORTING,**  
29 **AND PROGRAM EVALUATION; AND**



1                   **5. REFERRALS, WHERE APPROPRIATE, TO LEGAL AID,**  
2 **SOCIAL SERVICES PROVIDERS, AND OTHER RELEVANT COMMUNITY-BASED**  
3 **SERVICES.**

4           **(D) (1) FINANCIAL ASSISTANCE PROVIDED UNDER SUBSECTION (C)(1) OF**  
5 **THIS SECTION TO A HOMEOWNER WHOSE HOUSEHOLD INCOME DOES NOT EXCEED**  
6 **50% OF THE AREA MEDIAN INCOME SHALL BE IN THE FORM OF A GRANT.**

7                   **(2) (I) FINANCIAL ASSISTANCE PROVIDED UNDER SUBSECTION**  
8 **(C)(1) OF THIS SECTION TO A SMALL LANDLORD RENTING AFFORDABLE UNITS**  
9 **SHALL BE IN THE FORM OF A FORGIVABLE LOAN THAT IS RECORDED AGAINST A**  
10 **RESIDENTIAL PROPERTY IN A MORTGAGE SECURITY.**

11                   **(II) A LOAN MADE TO A SMALL LANDLORD SHALL BE FORGIVEN**  
12 **IF:**

13                   **1. THE SMALL LANDLORD OFFERED TO EXTEND THE**  
14 **LEASE OF THE TENANT OCCUPYING THE UNIT WHEN THE FUNDS WERE ACCEPTED BY**  
15 **3 YEARS OR MORE;**

16                   **2. IN THE PRECEDING 15 YEARS, THE SMALL LANDLORD**  
17 **HAS CORRECTED ANY SERIOUS VIOLATION AT THE LANDLORD'S RENTAL**  
18 **PROPERTIES WITHIN 6 MONTHS AFTER NOTIFICATION OF THE VIOLATION;**

19                   **3. THE SMALL LANDLORD HAS MAINTAINED OWNERSHIP**  
20 **OF THE UNIT FOR 15 YEARS OR MORE; AND**

21                   **4. FOR 15 YEARS OR MORE, THE ANNUAL INCREASE IN**  
22 **MONTHLY RENT FOR THE UNIT HAS NOT EXCEEDED 3% OF THE BASE RENT, OR THE**  
23 **UNIT HAS BEEN OCCUPIED BY A TENANT PARTICIPATING IN THE RENTAL**  
24 **ASSISTANCE PROGRAM.**

25                   **(III) A LOCAL ADMINISTERING AGENCY SHALL RECAPTURE ANY**  
26 **LOAN MADE TO A SMALL LANDLORD THAT HAS NOT MAINTAINED COMPLIANCE WITH**  
27 **THE CONDITIONS IN SUBPARAGRAPH (II) OF THIS PARAGRAPH.**

28           **(E) (1) WHENEVER POSSIBLE, LOCAL ADMINISTERING AGENCIES SHALL**  
29 **PRIORITIZE THE USE OF FUNDS FROM OTHER HOME REPAIRS PROGRAMS FOR THE**  
30 **PURPOSES SPECIFIED IN SUBSECTION (C)(1) OF THIS SECTION.**

31                   **(2) PROGRAM FUNDS SHALL NOT SUPPLANT EXISTING RESOURCES**  
32 **DEDICATED TO HOME REPAIRS PROGRAMS, BUT MAY BE USED TO SUPPORT, EXPAND,**  
33 **AND ENHANCE HOME REPAIRS PROGRAMS AS PROVIDED UNDER THIS SECTION.**

1 4-2904.

2 (A) ON OR BEFORE SEPTEMBER 1, 2024, AND EACH YEAR THEREAFTER, THE  
3 DEPARTMENT SHALL REPORT, IN ACCORDANCE WITH § 2-1257 OF THE STATE  
4 GOVERNMENT ARTICLE, TO THE GENERAL ASSEMBLY ON:

5 (1) THE TOTAL NUMBER OF UNITS, AND THE AVERAGE COST PER UNIT  
6 FOR WHICH A HOMEOWNER WAS ASSISTED UNDER THE PROGRAM;

7 (2) THE TOTAL NUMBER OF UNITS AND THE AVERAGE COST PER UNIT  
8 FOR WHICH A SMALL LANDLORD WAS ASSISTED UNDER THE PROGRAM;

9 (3) THE TOTAL AMOUNT OF FUNDS INVESTED IN ADDRESSING  
10 HABITABILITY CONCERNS, INSTALLING ENERGY EFFICIENT MEASURES, AND  
11 MAKING UNITS ACCESSIBLE FOR INDIVIDUALS WITH DISABILITIES;

12 (4) THE TOTAL NUMBER OF GRANT AND LOAN APPLICATIONS THAT  
13 WERE RECEIVED, APPROVED, AND DENIED BY LOCAL ADMINISTERING AGENCIES;

14 (5) A SUMMARY OF THE MOST COMMON REASONS FOR DENIAL OF  
15 APPLICATIONS;

16 (6) THE INCOME AND DEMOGRAPHIC INFORMATION FOR  
17 HOUSEHOLDS ASSISTED UNDER THE PROGRAM;

18 (7) THE TOTAL AMOUNT OF FUNDS INVESTED TO IMPROVE  
19 COORDINATION ACROSS HOME REPAIRS PROGRAMS; AND

20 (8) THE TOTAL AMOUNT OF FUNDS INVESTED IN WORKFORCE  
21 DEVELOPMENT PROGRAMS.

22 (B) THE DEPARTMENT MAY REQUIRE LOCAL ADMINISTERING AGENCIES  
23 AWARDED GRANTS UNDER THIS PROGRAM TO SUBMIT REPORTS CONTAINING  
24 INFORMATION REQUIRED FOR THE DEPARTMENT TO COMPLY WITH SUBSECTION (A)  
25 OF THIS SECTION.

26 SECTION 2. AND BE IT FURTHER ENACTED, That this Act shall take effect  
27 October 1, 2023.

# HOUSE BILL 169

C5, M5  
HB 108/22 – ECM

3lr0438  
CF SB 144

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By: **Delegate Charkoudian**

Introduced and read first time: January 16, 2023

Assigned to: Economic Matters

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## A BILL ENTITLED

1 AN ACT concerning

2 **Public Utilities – Energy Efficiency and Conservation Programs – Energy**  
3 **Performance Targets and Low–Income Housing**

4 FOR the purpose of requiring the Public Service Commission to include certain information  
5 on low–income energy efficiency and conservation programs in a certain annual  
6 report to the General Assembly; requiring the Department of Housing and  
7 Community Development to procure or provide for electricity customers energy  
8 efficiency and conservation programs and services designed to achieve certain target  
9 annual incremental gross energy savings in certain years; requiring certain  
10 contractors used for the programs under this Act to meet certain job requirements;  
11 requiring the Department to update the weather–normalized gross retail sales  
12 against which savings are measured for certain plans; requiring the target annual  
13 incremental gross energy savings to be achieved based on an average of certain  
14 Department plans; requiring the Department, on or before certain dates and with a  
15 certain frequency, to submit a plan to the Commission for achieving the electricity  
16 savings and demand reduction target; requiring the Department to develop a plan to  
17 coordinate and leverage funding sources to support certain energy efficiency and  
18 other home upgrades and a plan to provide energy efficiency retrofits to all  
19 low–income households by a certain date; establishing the Green and Healthy Task  
20 Force to analyze and advance the coordination of resources to address the housing  
21 needs of low–income communities; and generally relating to energy performance  
22 targets and low–income housing.

23 BY repealing and reenacting, with amendments,  
24 Article – Public Utilities  
25 Section 7–211(k)  
26 Annotated Code of Maryland  
27 (2020 Replacement Volume and 2022 Supplement)

28 BY adding to  
29 Article – Public Utilities

---

EXPLANATION: CAPITALS INDICATE MATTER ADDED TO EXISTING LAW.

[Brackets] indicate matter deleted from existing law.



1 Section 7–211.1 and 7–211.2  
2 Annotated Code of Maryland  
3 (2020 Replacement Volume and 2022 Supplement)

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

6 **Article – Public Utilities**

7 7–211.

8 (k) On or before May 1 of each year, the Commission, in consultation with the  
9 Maryland Energy Administration, shall report, subject to § 2–1257 of the State Government  
10 Article, to the General Assembly on:

11 (1) the status of programs and services to encourage and promote the  
12 efficient use and conservation of energy, including an evaluation of the impact of the  
13 programs and services that are directed to low-income communities, low- to  
14 moderate-income communities to the extent possible, and other particular classes of  
15 ratepayers;

16 (2) a recommendation for the appropriate funding level to adequately fund  
17 these programs and services; [and]

18 **(3) FOR THE LOW-INCOME PROGRAMS UNDER § 7–211.1 OF THIS**  
19 **SUBTITLE, INFORMATION THE DEPARTMENT OF HOUSING AND COMMUNITY**  
20 **DEVELOPMENT PROVIDES TO THE COMMISSION UNDER § 7–211.1(H) OF THIS**  
21 **SUBTITLE; AND**

22 **[(3)] (4)** in accordance with subsection (c) of this section, the per capita  
23 electricity consumption and the peak demand for the previous calendar year.

24 **7–211.1.**

25 **(A) (1) IN THIS SECTION THE FOLLOWING WORDS HAVE THE MEANINGS**  
26 **INDICATED.**

27 **(2) “DEPARTMENT” MEANS THE DEPARTMENT OF HOUSING AND**  
28 **COMMUNITY DEVELOPMENT.**

29 **(3) “LOW-INCOME PROGRAM” MEANS A PROGRAM THAT DELIVERS**  
30 **ENERGY EFFICIENCY AND CONSERVATION MEASURES TO REDUCE UTILITY**  
31 **EXPENSES FOR BUILDING OWNERS, MANAGERS, AND TENANTS OF HOUSING WITH**  
32 **RESIDENTS WHO QUALIFY FOR THE DEPARTMENT’S LOW-INCOME ASSISTANCE**  
33 **PROGRAMS, INCLUDING:**

1 (I) THE EMPOWER MARYLAND PROGRAM;

2 (II) THE MULTIFAMILY ENERGY EFFICIENCY AND HOUSING  
3 AFFORDABILITY PROGRAM; AND

4 (III) THE WEATHERIZATION ASSISTANCE PROGRAM.

5 (4) “LOW-INCOME RESIDENTIAL” MEANS A COMMUNITY, BUILDING,  
6 OR HOUSEHOLD WITH RESIDENTS WHO QUALIFY FOR THE DEPARTMENT’S  
7 LOW-INCOME PROGRAMS.

8 (5) “TASK FORCE” MEANS THE GREEN AND HEALTHY TASK FORCE  
9 ESTABLISHED UNDER § 7-211.2 OF THIS SUBTITLE.

10 (B) (1) FOR THE 2024-2026 PROGRAM CYCLE, THE DEPARTMENT SHALL  
11 PROCURE OR PROVIDE FOR ELECTRICITY CUSTOMERS ENERGY EFFICIENCY AND  
12 CONSERVATION PROGRAMS AND SERVICES.

13 (2) (I) SUBJECT TO PARAGRAPH (3)(III) OF THIS SUBSECTION, THE  
14 PROGRAMS AND SERVICES REQUIRED UNDER PARAGRAPH (1) OF THIS SUBSECTION  
15 SHALL BE DESIGNED TO ACHIEVE TARGET ANNUAL INCREMENTAL GROSS ENERGY  
16 SAVINGS OF:

- 17 1. 0.53% IN 2024;
- 18 2. 0.72% IN 2025; AND
- 19 3. 1% IN 2026.

20 (II) THE DEPARTMENT MAY USE THE SAVINGS ACHIEVED  
21 THROUGH ALL FUNDING SOURCES TOWARD CALCULATING THE TARGET ANNUAL  
22 INCREMENTAL GROSS ENERGY SAVINGS, IF THE FUNDING SOURCES MEET THE  
23 STANDARDS OF PROGRAMS FUNDED THROUGH:

- 24 1. THE EMPOWER SURCHARGE; OR
- 25 2. THE U.S. DEPARTMENT OF ENERGY.

26 (3) (I) THE ENERGY SAVINGS DESCRIBED IN PARAGRAPH (2) OF  
27 THIS SUBSECTION SHALL BE CALCULATED AS A PERCENTAGE OF THE 2016  
28 WEATHER-NORMALIZED GROSS LOW-INCOME RESIDENTIAL RETAIL SALES FOR ALL  
29 ELECTRIC COMPANIES.

30 (II) THE 2016 WEATHER-NORMALIZED GROSS LOW-INCOME

1 RESIDENTIAL RETAIL SALES FOR ALL ELECTRIC COMPANIES SHALL BE  
2 DETERMINED BY MULTIPLYING THE AVERAGE 2016 RESIDENTIAL HOUSEHOLD  
3 ELECTRICITY USAGE FOR ALL ELECTRIC COMPANIES BY THE NUMBER OF  
4 HOUSEHOLDS:

5 1. WITH INCOMES BELOW 250% OF THE FEDERAL  
6 POVERTY LEVEL AS DETERMINED BY THE FEDERAL CENSUS; OR

7 2. THAT MEET THE ELIGIBILITY CRITERIA APPROVED BY  
8 THE COMMISSION FOR LOW-INCOME PROGRAMS.

9 (III) THE TARGET ANNUAL INCREMENTAL GROSS ENERGY  
10 SAVINGS REQUIRED UNDER PARAGRAPH (2)(I) OF THIS SUBSECTION APPLIES TO  
11 ALL ENERGY TYPES SUBJECT TO THE TARGETED ANNUAL INCREMENTAL GROSS  
12 ENERGY SAVINGS REQUIRED UNDER § 7-211(G) OF THIS SUBTITLE.

13 (4) FOR WEATHERIZATION OF LEASED OR RENTED RESIDENCES, THE  
14 DEPARTMENT SHALL ADOPT REGULATIONS TO ENSURE THAT:

15 (I) THE BENEFITS OF WEATHERIZATION ASSISTANCE,  
16 INCLUDING UTILITY BILL REDUCTION AND PRESERVATION OF AFFORDABLE  
17 HOUSING STOCK, ACCRUE PRIMARILY TO LOW-INCOME TENANTS OCCUPYING A  
18 LEASED OR RENTED RESIDENCE; AND

19 (II) THE RENT ON THE RESIDENCE IS NOT INCREASED AND THE  
20 TENANT IS NOT EVICTED AS A RESULT OF WEATHERIZATION PROVIDED UNDER THIS  
21 SECTION.

22 (5) (I) SUBJECT TO SUBPARAGRAPH (II) OF THIS PARAGRAPH, THE  
23 PROGRAMS AND SERVICES PROVIDED UNDER PARAGRAPH (1) OF THIS SUBSECTION  
24 MAY NOT USE THERMAL INSULATING MATERIALS FOR BUILDING ELEMENTS,  
25 INCLUDING WALLS, FLOORS, CEILINGS, ATTICS, AND ROOF INSULATION, THAT  
26 CONTAIN FORMALDEHYDE.

27 (II) THERMAL INSULATING MATERIALS FOR BUILDING  
28 ELEMENTS MAY NOT CONTAIN FORMALDEHYDE IF THE FORMALDEHYDE:

29 1. WAS INTENTIONALLY ADDED; OR

30 2. IS PRESENT IN THE PRODUCT AT GREATER THAN 0.1%  
31 BY WEIGHT.

32 (6) (I) THE DEPARTMENT SHALL GIVE PREFERENCE TO  
33 CONTRACTORS THAT ARE MINORITY-OWNED, WOMEN-OWNED, OR



1 VETERAN-OWNED BUSINESSES IN THE STATE FOR PROCUREMENT PROCESSES  
2 RELATED TO EMPOWER PROGRAMS.

3 (II) THE DEPARTMENT'S APPROVED CONTRACTORS USED FOR  
4 THE PROGRAMS UNDER THIS SECTION SHALL MEET THE FOLLOWING JOB  
5 REQUIREMENTS:

6 1. PAY AT LEAST 150% OF THE STATE MINIMUM WAGE;

7 2. PROVIDE CAREER ADVANCEMENT TRAINING;

8 3. AFFORD EMPLOYEES THE RIGHT TO BARGAIN  
9 COLLECTIVELY FOR WAGES AND BENEFITS;

10 4. PROVIDE PAID LEAVE;

11 5. BE CONSIDERED COVERED EMPLOYMENT FOR  
12 PURPOSES OF UNEMPLOYMENT INSURANCE BENEFITS IN ACCORDANCE WITH TITLE  
13 8 OF THE LABOR AND EMPLOYMENT ARTICLE;

14 6. ENTITLE THE EMPLOYEE TO WORKERS'  
15 COMPENSATION BENEFITS IN ACCORDANCE WITH TITLE 9 OF THE LABOR AND  
16 EMPLOYMENT ARTICLE;

17 7. BE COMPLIANT WITH FEDERAL AND STATE WAGE AND  
18 HOUR LAWS FOR THE PREVIOUS 3 YEARS;

19 8. OFFER EMPLOYER-PROVIDED HEALTH INSURANCE  
20 BENEFITS WITH MONTHLY PREMIUMS THAT DO NOT EXCEED 8.5% OF THE  
21 EMPLOYEE'S NET MONTHLY EARNINGS; AND

22 9. OFFER RETIREMENT BENEFITS.

23 (C) THE WEATHER-NORMALIZED GROSS RETAIL SALES AGAINST WHICH  
24 THE SAVINGS ARE MEASURED SHALL:

25 (1) REFLECT SALES ASSOCIATED WITH THE LOW-INCOME  
26 RESIDENTIAL CUSTOMER CLASS SERVED BY PROGRAMS ADMINISTERED BY THE  
27 DEPARTMENT; AND

28 (2) BE UPDATED BY THE DEPARTMENT FOR EACH PLAN SUBMITTED  
29 UNDER SUBSECTION (E) OF THIS SECTION.

30 (D) THE TARGET ANNUAL INCREMENTAL GROSS ENERGY SAVINGS SHALL BE

1 ACHIEVED BASED ON THE 3-YEAR AVERAGE OF DEPARTMENT PLANS SUBMITTED IN  
2 ACCORDANCE WITH SUBSECTION (E) OF THIS SECTION.

3 (E) (1) ON OR BEFORE SEPTEMBER 1, 2023, THE DEPARTMENT SHALL  
4 SUBMIT A PLAN TO THE COMMISSION THAT DETAILS PROPOSALS FOR ACHIEVING  
5 THE ELECTRICITY SAVINGS AND DEMAND REDUCTION TARGET UNDER SUBSECTION  
6 (B) OF THIS SECTION FOR 2024.

7 (2) ON OR BEFORE SEPTEMBER 1, 2024, AND EVERY 3 YEARS  
8 THEREAFTER, THE DEPARTMENT SHALL SUBMIT A PLAN TO THE COMMISSION THAT  
9 DETAILS PROPOSALS FOR ACHIEVING THE ELECTRICITY SAVINGS AND DEMAND  
10 REDUCTION TARGET UNDER SUBSECTION (B) OF THIS SECTION FOR THE 3  
11 SUBSEQUENT CALENDAR YEARS.

12 (3) THE PLAN SHALL INCLUDE:

13 (I) A DESCRIPTION OF THE PROPOSED ENERGY EFFICIENCY  
14 AND CONSERVATION PROGRAMS AND SERVICES;

15 (II) A DESCRIPTION OF THE STEPS PROPOSED TO ENSURE  
16 INSULATION MATERIALS MEET THE REQUIREMENTS UNDER SUBSECTION (B) OF  
17 THIS SECTION;

18 (III) ANTICIPATED COSTS;

19 (IV) PROJECTED ELECTRICITY SAVINGS;

20 (V) A PROPOSED AVERAGE LIFETIME MEASURE THRESHOLD  
21 THAT ENCOURAGES THE DELIVERY OF INSULATION AND WEATHERIZATION  
22 MEASURES, DEVELOPED THROUGH A STAKEHOLDER ENGAGEMENT PROCESS; AND

23 (VI) ANY OTHER INFORMATION THAT THE COMMISSION  
24 REQUESTS.

25 (4) THE DEPARTMENT SHALL PROVIDE THE COMMISSION WITH AN  
26 UPDATE EVERY 6 MONTHS ON PLAN IMPLEMENTATION AND PROGRESS TOWARD  
27 ACHIEVING THE ELECTRICITY SAVINGS AND DEMAND REDUCTION TARGET UNDER  
28 SUBSECTION (B) OF THIS SECTION.

29 (5) THE COMMISSION SHALL REVIEW A PLAN TO DETERMINE  
30 WHETHER THE PLAN IS ADEQUATE FOR ACHIEVING THE TARGET.

31 (F) THE COMMISSION SHALL WORK WITH THE DEPARTMENT TO ESTABLISH  
32 ANY PROCEDURES NECESSARY TO DEVELOP AND IMPLEMENT A PLAN FOR

1 ACHIEVING THE ELECTRICITY SAVINGS AND DEMAND REDUCTION TARGET UNDER  
2 SUBSECTION (B) OF THIS SECTION, INCLUDING SECURING COOPERATION FROM  
3 ELECTRIC COMPANIES RELATED TO:

- 4 (1) FUNDING;
- 5 (2) COMMUNICATIONS;
- 6 (3) REFERRALS;
- 7 (4) DATA SHARING; AND
- 8 (5) ANY OTHER COOPERATION THAT THE COMMISSION DETERMINES  
9 IS NECESSARY TO ACHIEVE THE ELECTRICITY SAVINGS UNDER SUBSECTION (B) OF  
10 THIS SECTION.

11 (G) (1) THE DEPARTMENT SHALL DEVELOP A PLAN TO COORDINATE  
12 FUNDING SOURCES AND LEVERAGE THE GREATEST FUNDING POSSIBLE TO  
13 SUPPORT:

- 14 (I) HEALTH AND SAFETY UPGRADES;
- 15 (II) WEATHERIZATION;
- 16 (III) ENERGY EFFICIENCY; AND
- 17 (IV) OTHER GENERAL MAINTENANCE FOR LOW-INCOME  
18 HOUSING.

19 (2) THE PLAN SHALL COORDINATE FUNDING AMONG:

- 20 (I) THE STRATEGIC ENERGY INVESTMENT FUND;
- 21 (II) FEDERAL WEATHERIZATION ASSISTANCE PROGRAMS;
- 22 (III) RATEPAYER CONTRIBUTIONS TO:
  - 23 1. THE EMPOWER MARYLAND LIMITED INCOME  
24 ENERGY EFFICIENCY PROGRAM; AND
  - 25 2. THE MULTIFAMILY ENERGY EFFICIENCY AND  
26 HOUSING AFFORDABILITY PROGRAM;
  - 27 (IV) THE MARYLAND AFFORDABLE HOUSING TRUST FUND;

1 (V) U.S. DEPARTMENT OF HOUSING AND URBAN  
2 DEVELOPMENT PROGRAMS, INCLUDING:

- 3 1. COMMUNITY DEVELOPMENT BLOCK GRANTS;  
4 2. THE HOME INVESTMENT PARTNERSHIP GRANTS  
5 PROGRAM; AND  
6 3. LEAD HAZARD CONTROL AND HEALTHY HOMES  
7 GRANTS;

8 (VI) U.S. DEPARTMENT OF AGRICULTURE PROGRAMS,  
9 INCLUDING THE HOME REPAIR PROGRAM;

10 (VII) THE HEALTHY HOMES FOR HEALTHY KIDS PROGRAM;

11 (VIII) THE ENERGY EFFICIENCY AND CONSERVATION BLOCK  
12 GRANT PROGRAM;

13 (IX) STATE APPROPRIATIONS; AND

14 (X) ANY OTHER SOURCE OF FUNDING THAT THE DEPARTMENT  
15 OR THE TASK FORCE IDENTIFIES.

16 (3) THE DEPARTMENT SHALL COLLABORATE WITH THE MEMBERS OF  
17 THE TASK FORCE AND IDENTIFY OTHER INTERESTED STAKEHOLDERS TO DEVELOP  
18 THE PLAN.

19 (4) ON OR BEFORE DECEMBER 31, 2023, THE DEPARTMENT SHALL  
20 SUBMIT THE PLAN TO THE GOVERNOR AND, IN ACCORDANCE WITH § 2-1257 OF THE  
21 STATE GOVERNMENT ARTICLE, THE GENERAL ASSEMBLY.

22 (H) (1) THE DEPARTMENT SHALL REPORT TO THE COMMISSION EACH  
23 YEAR ON:

24 (I) FOR THE PROGRAMS THAT CONTRIBUTE TO ENERGY  
25 EFFICIENCY AND WEATHERIZATION, DISAGGREGATED BY FUEL SOURCE AND  
26 FUNDING SOURCE OR DEVELOPMENT FINANCE EFFORTS:

- 27 1. THE NUMBER OF PARTICIPANTS SERVED; AND  
28 2. THE AMOUNT OF ENERGY SAVINGS; AND

29 (II) THE AMOUNT OF FUNDING THAT THE DEPARTMENT

1 RECEIVES, AND IS PROJECTED TO RECEIVE, FOR ENERGY EFFICIENCY AND  
2 WEATHERIZATION FROM THE FUNDING SOURCES UNDER THIS SECTION.

3 (2) THE DEPARTMENT MAY SATISFY THE REPORTING REQUIREMENT  
4 UNDER THIS SUBSECTION BY INCLUDING THE REQUIRED INFORMATION IN THE  
5 6-MONTH STATUS REPORTS TO THE COMMISSION.

6 (I) THE DEPARTMENT, THE MARYLAND ENERGY ADMINISTRATION, AND  
7 OTHER STATE AGENCIES SHALL APPLY FOR ALL FEDERAL FUNDING THAT MAY  
8 BECOME AVAILABLE TO CARRY OUT THIS SECTION.

9 (J) (1) THE DEPARTMENT SHALL COLLABORATE WITH THE MEMBERS OF  
10 THE TASK FORCE TO DEVELOP A PLAN, INCLUDING A BUDGET, A TIMELINE, AND  
11 POTENTIAL FUNDING SOURCES, TO PROVIDE ENERGY EFFICIENCY RETROFITS TO  
12 ALL LOW-INCOME HOUSEHOLDS BY 2031.

13 (2) THE DEPARTMENT, IN COLLABORATION WITH THE TASK FORCE,  
14 SHALL SUBMIT THE PLAN TO THE GENERAL ASSEMBLY, IN ACCORDANCE WITH §  
15 2-1257 OF THE STATE GOVERNMENT ARTICLE, ON OR BEFORE DECEMBER 1, 2023.

16 7-211.2.

17 (A) THERE IS A GREEN AND HEALTHY TASK FORCE.

18 (B) THE TASK FORCE CONSISTS OF THE FOLLOWING MEMBERS:

19 (1) TWO MEMBERS OF THE SENATE OF MARYLAND, APPOINTED BY  
20 THE PRESIDENT OF THE SENATE;

21 (2) TWO MEMBERS OF THE HOUSE OF DELEGATES, APPOINTED BY  
22 THE SPEAKER OF THE HOUSE;

23 (3) THE SECRETARY OF HOUSING AND COMMUNITY DEVELOPMENT,  
24 OR THE SECRETARY'S DESIGNEE;

25 (4) THE SECRETARY OF HUMAN SERVICES, OR THE SECRETARY'S  
26 DESIGNEE;

27 (5) THE DIRECTOR OF THE MARYLAND ENERGY ADMINISTRATION,  
28 OR THE DIRECTOR'S DESIGNEE;

29 (6) ONE REPRESENTATIVE OF THE OFFICE OF PEOPLE'S COUNSEL;  
30 AND

1           **(7) AS APPOINTED BY THE CHAIR OF THE TASK FORCE:**

2                   **(I) ONE REPRESENTATIVE OF THE MARYLAND AFFORDABLE**  
3 **HOUSING TRUST;**

4                   **(II) ONE REPRESENTATIVE OF THE GREEN AND HEALTHY**  
5 **HOMES INITIATIVE;**

6                   **(III) ONE REPRESENTATIVE OF MARYLAND ENERGY**  
7 **EFFICIENCY ADVOCATES;**

8                   **(IV) ONE MEMBER WHO IS AN EXPERT IN PUBLIC HEALTH;**

9                   **(V) ONE MEMBER FROM A COMMUNITY CONCERNED WITH**  
10 **ENVIRONMENTAL JUSTICE;**

11                   **(VI) ONE MEMBER WHO OWNS OR DEVELOPS AFFORDABLE**  
12 **HOUSING;**

13                   **(VII) ONE MEMBER WHO HAS RECEIVED ASSISTANCE FROM A**  
14 **LOW-INCOME PROGRAM THAT DELIVERS ENERGY EFFICIENCY MEASURES; AND**

15                   **(VIII) OTHER MEMBERS AS DETERMINED BY THE CHAIR OF THE**  
16 **TASK FORCE.**

17           **(C) THE SECRETARY OF HOUSING AND COMMUNITY DEVELOPMENT, OR**  
18 **THE SECRETARY'S DESIGNEE, SHALL SERVE AS CHAIR OF THE TASK FORCE.**

19           **(D) THE DEPARTMENT OF HOUSING AND COMMUNITY DEVELOPMENT**  
20 **SHALL PROVIDE STAFF FOR THE TASK FORCE.**

21           **(E) A MEMBER OF THE TASK FORCE:**

22                   **(1) MAY NOT RECEIVE COMPENSATION AS A MEMBER OF THE TASK**  
23 **FORCE; BUT**

24                   **(2) IS ENTITLED TO REIMBURSEMENT FOR EXPENSES UNDER THE**  
25 **STANDARD STATE TRAVEL REGULATIONS, AS PROVIDED IN THE STATE BUDGET.**

26           **(F) THE TASK FORCE SHALL:**

27                   **(1) BEGINNING JULY 1, 2023, MEET QUARTERLY FOR A PERIOD OF 3**  
28 **YEARS;**

29                   **(2) ADVANCE THE ALIGNMENT, BRANDING, AND COORDINATION OF**



1 RESOURCES TO MORE EFFECTIVELY DELIVER GREEN AND HEALTHY HOUSING FOR  
2 LOW-INCOME HOUSEHOLDS IN THE STATE;

3 (3) EXAMINE THE PUBLIC AND PRIVATE RESOURCES NEEDED TO  
4 ADDRESS THE HOUSING NEEDS OF LOW-INCOME COMMUNITIES;

5 (4) DEVELOP POLICY AND STATUTORY RECOMMENDATIONS TO  
6 ELIMINATE BARRIERS TO LOW-INCOME HOUSEHOLDS ACHIEVING HEALTHY,  
7 ENERGY-EFFICIENT, AND AFFORDABLE HOUSING; AND

8 (5) ENGAGE WITH INTERESTED PARTIES AND COLLABORATE WITH  
9 OTHER ENTITIES THAT CAN HELP ADVANCE THE GOALS OF THE TASK FORCE,  
10 INCLUDING EXPERTS IN THE FIELD OF HEALTHY AND ENERGY-EFFICIENT HOUSING.

11 (G) ON OR BEFORE JULY 1, 2024, AND EACH JULY 1 THROUGH 2027, THE  
12 TASK FORCE SHALL REPORT ITS FINDINGS AND RECOMMENDATIONS TO THE  
13 SECRETARY OF HEALTH, THE SECRETARY OF THE ENVIRONMENT, THE  
14 COMMISSION, THE GOVERNOR, AND, IN ACCORDANCE WITH § 2-1257 OF THE STATE  
15 GOVERNMENT ARTICLE, THE GENERAL ASSEMBLY.

16 SECTION 2. AND BE IT FURTHER ENACTED, That this Act shall take effect July  
17 1, 2023.

# SENATE BILL 100

N1  
SB 563/22 – JPR

(PRE-FILED)

3lr0645  
CF HB 36

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By: **Senator Hettleman**

Requested: October 31, 2022

Introduced and read first time: January 11, 2023

Assigned to: Judicial Proceedings

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## A BILL ENTITLED

1 AN ACT concerning

2 **Real Property – Actions to Repossess – Proof of Rental Licensure**

3 FOR the purpose of requiring, in certain actions to repossess residential rental property, a  
4 landlord to submit to the clerk of the court evidence of compliance with certain local  
5 rental property licensure requirements and demonstrate that the landlord is  
6 compliant with the licensure requirements; and generally relating to actions to  
7 repossess property.

8 BY repealing and reenacting, without amendments,

9 Article – Real Property

10 Section 8–401(a) and (b)(1)

11 Annotated Code of Maryland

12 (2015 Replacement Volume and 2022 Supplement)

13 BY repealing and reenacting, with amendments,

14 Article – Real Property

15 Section 8–401(b)(2), 8–402(b)(1)(i), and 8–402.1(a)(1)(i)

16 Annotated Code of Maryland

17 (2015 Replacement Volume and 2022 Supplement)

18 BY adding to

19 Article – Real Property

20 Section 8–406

21 Annotated Code of Maryland

22 (2015 Replacement Volume and 2022 Supplement)

23 SECTION 1. BE IT ENACTED BY THE GENERAL ASSEMBLY OF MARYLAND,

24 That the Laws of Maryland read as follows:

25 **Article – Real Property**

---

EXPLANATION: CAPITALS INDICATE MATTER ADDED TO EXISTING LAW.

[Brackets] indicate matter deleted from existing law.



1 8-401.

2 (a) Whenever the tenant or tenants fail to pay the rent when due and payable, it  
3 shall be lawful for the landlord to have again and repossess the premises in accordance  
4 with this section.

5 (b) (1) Whenever any landlord shall desire to repossess any premises to which  
6 the landlord is entitled under the provisions of subsection (a) of this section, the landlord  
7 or the landlord's duly qualified agent or attorney shall ensure that the landlord has  
8 completed the procedures required under subsection (c) of this section.

9 (2) [After] **SUBJECT TO § 8-406 OF THIS SUBTITLE AND AFTER**  
10 completing the procedures required under subsection (c) of this section, a landlord or the  
11 landlord's duly qualified agent or attorney may file the landlord's written complaint under  
12 oath or affirmation, in the District Court of the county wherein the property is situated:

13 (i) Describing in general terms the property sought to be  
14 repossessed;

15 (ii) Setting forth the name of each tenant to whom the property is  
16 rented or any assignee or subtenant;

17 (iii) Stating the amount of rent and any late fees due and unpaid, less  
18 the amount of any utility bills, fees, or security deposits paid by a tenant under § 7-309 of  
19 the Public Utilities Article;

20 (iv) Requesting to repossess the premises and, if requested by the  
21 landlord, a judgment for the amount of rent due, costs, and any late fees, less the amount  
22 of any utility bills, fees, or security deposits paid by a tenant under § 7-309 of the Public  
23 Utilities Article;

24 (v) If applicable, stating that, to the best of the landlord's knowledge,  
25 the tenant is deceased, intestate, and without next of kin; and

26 (vi) If the property to be repossessed is an affected property as  
27 defined in § 6-801 of the Environment Article, stating that the landlord has registered the  
28 affected property as required under § 6-811 of the Environment Article and renewed the  
29 registration as required under § 6-812 of the Environment Article and:

30 1. A. If the current tenant moved into the property on or  
31 after February 24, 1996, stating the inspection certificate number for the inspection  
32 conducted for the current tenancy as required under § 6-815(c) of the Environment Article;  
33 or

1 B. On or after February 24, 2006, stating the inspection  
2 certificate number for the inspection conducted for the current tenancy as required under  
3 § 6–815(c), § 6–817(b), or § 6–819(f) of the Environment Article; or

4 2. Stating that the owner is unable to provide an inspection  
5 certificate number because:

6 A. The owner has requested that the tenant allow the owner  
7 access to the property to perform the work required under Title 6, Subtitle 8 of the  
8 Environment Article;

9 B. The owner has offered to relocate the tenant in order to  
10 allow the owner to perform work if the work will disturb the paint on the interior surfaces  
11 of the property and to pay the reasonable expenses the tenant would incur directly related  
12 to the relocation; and

13 C. The tenant has refused to allow access to the owner or  
14 refused to vacate the property in order for the owner to perform the required work.

15 8–402.

16 (b) (1) (i) **[Where] SUBJECT TO § 8–406 OF THIS SUBTITLE AND WHERE**  
17 any tenancy is for any definite term or at will, and the landlord shall desire to repossess  
18 the property after the expiration of the term for which it was leased and shall give notice  
19 as required under subsection (c) of this section to the tenant or to the person actually in  
20 possession of the property to remove from the property at the end of the term, and if the  
21 tenant or person in actual possession shall refuse to comply, the landlord may make  
22 complaint in writing to the District Court of the county where the property is located.

23 8–402.1.

24 (a) (1) (i) **[Where] SUBJECT TO § 8–406 OF THIS SUBTITLE AND WHERE**  
25 an unexpired lease for a stated term provides that the landlord may repossess the premises  
26 prior to the expiration of the stated term if the tenant breaches the lease, the landlord may  
27 make complaint in writing to the District Court of the county where the premises is located  
28 if:

29 1. The tenant breaches the lease;

30 2. A. The landlord has given the tenant 30 days' written  
31 notice that the tenant is in violation of the lease and the landlord desires to repossess the  
32 leased premises; or

33 B. The breach of the lease involves behavior by a tenant or a  
34 person who is on the property with the tenant's consent, which demonstrates a clear and  
35 imminent danger of the tenant or person doing serious harm to themselves, other tenants,  
36 the landlord, the landlord's property or representatives, or any other person on the property

1 and the landlord has given the tenant or person in possession 14 days' written notice that  
2 the tenant or person in possession is in violation of the lease and the landlord desires to  
3 repossess the leased premises; and

4 3. The tenant or person in actual possession of the premises  
5 refuses to comply.

6 **8-406.**

7 **(A) (1) THIS SECTION APPLIES ONLY IN A COUNTY, A MUNICIPALITY, OR**  
8 **ANY OTHER JURISDICTION THAT REQUIRES A LICENSE FOR THE LAWFUL**  
9 **OPERATION OF RESIDENTIAL RENTAL PROPERTY.**

10 **(2) THIS SECTION DOES NOT APPLY TO AN ACTION UNDER § 8-402 OR**  
11 **§ 8-402.1 OF THIS SUBTITLE WHERE THE LANDLORD SHOWS THAT THE ACTIONS OF**  
12 **THE TENANT CAUSED THE LICENSING AUTHORITY TO SUSPEND, REVOKE, OR**  
13 **REFUSE TO GRANT OR RENEW THE RENTAL LICENSE.**

14 **(B) IF A LANDLORD ASSERTS THAT RENTAL PROPERTY IS NOT LICENSED IN**  
15 **COMPLIANCE WITH APPLICABLE LOCAL RENTAL LICENSING REQUIREMENTS DUE TO**  
16 **THE ACTIONS OF A TENANT, THE LANDLORD MAY FILE AN ACTION UNDER § 8-402 OR**  
17 **§ 8-402.1 OF THIS SUBTITLE ONLY AFTER THE LANDLORD PROVIDES THE TENANT**  
18 **WITH WRITTEN NOTICE OF THE ASSERTION THAT THE TENANT CAUSED THE**  
19 **LICENSING AUTHORITY TO SUSPEND, REVOKE, OR REFUSE TO GRANT OR RENEW THE**  
20 **RENTAL LICENSE AT LEAST 30 DAYS BEFORE FILING THE ACTION.**

21 **(C) (1) EXCEPT AS PROVIDED IN PARAGRAPH (2) OF THIS SUBSECTION,**  
22 **ON THE FILING OF A WRITTEN COMPLAINT TO REPOSSESS RESIDENTIAL PROPERTY**  
23 **UNDER § 8-401, § 8-402, OR § 8-402.1 OF THIS SUBTITLE OR UNDER SUBTITLE 9 OF**  
24 **THE CODE OF PUBLIC LOCAL LAWS OF BALTIMORE CITY, THE LANDLORD SHALL**  
25 **PLEAD AND DEMONSTRATE THAT THE PROPERTY IS:**

26 **(I) LICENSED IN COMPLIANCE WITH APPLICABLE LOCAL**  
27 **RENTAL LICENSING REQUIREMENTS; OR**

28 **(II) EXEMPT FROM APPLICABLE LOCAL RENTAL LICENSING**  
29 **REQUIREMENTS.**

30 **(2) THIS SUBSECTION DOES NOT APPLY TO AN ACTION TO REPOSSESS**  
31 **FOR BREACH OF LEASE UNDER § 8-402.1(A)(1)(I)2B OF THIS SUBTITLE.**

32 **(D) (1) AT TRIAL, THE LANDLORD MUST DEMONSTRATE TO THE**  
33 **SATISFACTION OF THE COURT THAT THE PROPERTY LISTED IN THE WRITTEN**

1 COMPLAINT IS LICENSED WITH THE JURISDICTION OR IS EXEMPT FROM APPLICABLE  
2 LICENSING REQUIREMENTS.

3 (2) TO SATISFY THE REQUIREMENTS OF THIS SUBSECTION, A  
4 LANDLORD MAY PROVIDE ELECTRONIC PROOF OF LICENSURE.

5 SECTION 2. AND BE IT FURTHER ENACTED, That this Act shall take effect  
6 October 1, 2023.

# SENATE BILL 144

C5, M5  
SB 524/22 – FIN

3lr1641  
CF HB 169

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By: **Senator Feldman**

Introduced and read first time: January 16, 2023

Assigned to: Education, Energy, and the Environment

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## A BILL ENTITLED

1 AN ACT concerning

2 **Public Utilities – Energy Efficiency and Conservation Programs – Energy**  
3 **Performance Targets and Low–Income Housing**

4 FOR the purpose of requiring the Public Service Commission to include certain information  
5 on low–income energy efficiency and conservation programs in a certain annual  
6 report to the General Assembly; requiring the Department of Housing and  
7 Community Development to procure or provide for electricity customers energy  
8 efficiency and conservation programs and services designed to achieve certain target  
9 annual incremental gross energy savings in certain years; requiring certain  
10 contractors used for the programs under this Act to meet certain job requirements;  
11 requiring the Department to update the weather–normalized gross retail sales  
12 against which savings are measured for certain plans; requiring the target annual  
13 incremental gross energy savings to be achieved based on an average of certain  
14 Department plans; requiring the Department, on or before certain dates and with a  
15 certain frequency, to submit a plan to the Commission for achieving the electricity  
16 savings and demand reduction target; requiring the Department to develop a plan to  
17 coordinate and leverage funding sources to support certain energy efficiency and  
18 other home upgrades and a plan to provide energy efficiency retrofits to all  
19 low–income households by a certain date; establishing the Green and Healthy Task  
20 Force to analyze and advance the coordination of resources to address the housing  
21 needs of low–income communities; and generally relating to energy performance  
22 targets and low–income housing.

23 BY repealing and reenacting, with amendments,  
24 Article – Public Utilities  
25 Section 7–211(k)  
26 Annotated Code of Maryland  
27 (2020 Replacement Volume and 2022 Supplement)

28 BY adding to  
29 Article – Public Utilities

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EXPLANATION: CAPITALS INDICATE MATTER ADDED TO EXISTING LAW.

[Brackets] indicate matter deleted from existing law.



1 Section 7–211.1 and 7–211.2  
2 Annotated Code of Maryland  
3 (2020 Replacement Volume and 2022 Supplement)

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

6 **Article – Public Utilities**

7 7–211.

8 (k) On or before May 1 of each year, the Commission, in consultation with the  
9 Maryland Energy Administration, shall report, subject to § 2–1257 of the State Government  
10 Article, to the General Assembly on:

11 (1) the status of programs and services to encourage and promote the  
12 efficient use and conservation of energy, including an evaluation of the impact of the  
13 programs and services that are directed to low-income communities, low- to  
14 moderate-income communities to the extent possible, and other particular classes of  
15 ratepayers;

16 (2) a recommendation for the appropriate funding level to adequately fund  
17 these programs and services; [and]

18 **(3) FOR THE LOW-INCOME PROGRAMS UNDER § 7–211.1 OF THIS**  
19 **SUBTITLE, INFORMATION THE DEPARTMENT OF HOUSING AND COMMUNITY**  
20 **DEVELOPMENT PROVIDES TO THE COMMISSION UNDER § 7–211.1(H) OF THIS**  
21 **SUBTITLE; AND**

22 **[(3)] (4)** in accordance with subsection (c) of this section, the per capita  
23 electricity consumption and the peak demand for the previous calendar year.

24 **7–211.1.**

25 **(A) (1) IN THIS SECTION THE FOLLOWING WORDS HAVE THE MEANINGS**  
26 **INDICATED.**

27 **(2) “DEPARTMENT” MEANS THE DEPARTMENT OF HOUSING AND**  
28 **COMMUNITY DEVELOPMENT.**

29 **(3) “LOW-INCOME PROGRAM” MEANS A PROGRAM THAT DELIVERS**  
30 **ENERGY EFFICIENCY AND CONSERVATION MEASURES TO REDUCE UTILITY**  
31 **EXPENSES FOR BUILDING OWNERS, MANAGERS, AND TENANTS OF HOUSING WITH**  
32 **RESIDENTS WHO QUALIFY FOR THE DEPARTMENT’S LOW-INCOME ASSISTANCE**  
33 **PROGRAMS, INCLUDING:**



1 (I) THE EMPOWER MARYLAND PROGRAM;

2 (II) THE MULTIFAMILY ENERGY EFFICIENCY AND HOUSING  
3 AFFORDABILITY PROGRAM; AND

4 (III) THE WEATHERIZATION ASSISTANCE PROGRAM.

5 (4) "LOW-INCOME RESIDENTIAL" MEANS A COMMUNITY, BUILDING,  
6 OR HOUSEHOLD WITH RESIDENTS WHO QUALIFY FOR THE DEPARTMENT'S  
7 LOW-INCOME PROGRAMS.

8 (5) "TASK FORCE" MEANS THE GREEN AND HEALTHY TASK FORCE  
9 ESTABLISHED UNDER § 7-211.2 OF THIS SUBTITLE.

10 (B) (1) FOR THE 2024-2026 PROGRAM CYCLE, THE DEPARTMENT SHALL  
11 PROCURE OR PROVIDE FOR ELECTRICITY CUSTOMERS ENERGY EFFICIENCY AND  
12 CONSERVATION PROGRAMS AND SERVICES.

13 (2) (I) SUBJECT TO PARAGRAPH (3)(III) OF THIS SUBSECTION, THE  
14 PROGRAMS AND SERVICES REQUIRED UNDER PARAGRAPH (1) OF THIS SUBSECTION  
15 SHALL BE DESIGNED TO ACHIEVE TARGET ANNUAL INCREMENTAL GROSS ENERGY  
16 SAVINGS OF:

17 1. 0.53% IN 2024;

18 2. 0.72% IN 2025; AND

19 3. 1% IN 2026.

20 (II) THE DEPARTMENT MAY USE THE SAVINGS ACHIEVED  
21 THROUGH ALL FUNDING SOURCES TOWARD CALCULATING THE TARGET ANNUAL  
22 INCREMENTAL GROSS ENERGY SAVINGS, IF THE FUNDING SOURCES MEET THE  
23 STANDARDS OF PROGRAMS FUNDED THROUGH:

24 1. THE EMPOWER SURCHARGE; OR

25 2. THE U.S. DEPARTMENT OF ENERGY.

26 (3) (I) THE ENERGY SAVINGS DESCRIBED IN PARAGRAPH (2) OF  
27 THIS SUBSECTION SHALL BE CALCULATED AS A PERCENTAGE OF THE 2016  
28 WEATHER-NORMALIZED GROSS LOW-INCOME RESIDENTIAL RETAIL SALES FOR ALL  
29 ELECTRIC COMPANIES.

30 (II) THE 2016 WEATHER-NORMALIZED GROSS LOW-INCOME

1 RESIDENTIAL RETAIL SALES FOR ALL ELECTRIC COMPANIES SHALL BE  
2 DETERMINED BY MULTIPLYING THE AVERAGE 2016 RESIDENTIAL HOUSEHOLD  
3 ELECTRICITY USAGE FOR ALL ELECTRIC COMPANIES BY THE NUMBER OF  
4 HOUSEHOLDS:

5 1. WITH INCOMES BELOW 250% OF THE FEDERAL  
6 POVERTY LEVEL AS DETERMINED BY THE FEDERAL CENSUS; OR

7 2. THAT MEET THE ELIGIBILITY CRITERIA APPROVED BY  
8 THE COMMISSION FOR LOW-INCOME PROGRAMS.

9 (III) THE TARGET ANNUAL INCREMENTAL GROSS ENERGY  
10 SAVINGS REQUIRED UNDER PARAGRAPH (2)(I) OF THIS SUBSECTION APPLIES TO  
11 ALL ENERGY TYPES SUBJECT TO THE TARGETED ANNUAL INCREMENTAL GROSS  
12 ENERGY SAVINGS REQUIRED UNDER § 7-211(G) OF THIS SUBTITLE.

13 (4) FOR WEATHERIZATION OF LEASED OR RENTED RESIDENCES, THE  
14 DEPARTMENT SHALL ADOPT REGULATIONS TO ENSURE THAT:

15 (I) THE BENEFITS OF WEATHERIZATION ASSISTANCE,  
16 INCLUDING UTILITY BILL REDUCTION AND PRESERVATION OF AFFORDABLE  
17 HOUSING STOCK, ACCRUE PRIMARILY TO LOW-INCOME TENANTS OCCUPYING A  
18 LEASED OR RENTED RESIDENCE; AND

19 (II) THE RENT ON THE RESIDENCE IS NOT INCREASED AND THE  
20 TENANT IS NOT EVICTED AS A RESULT OF WEATHERIZATION PROVIDED UNDER THIS  
21 SECTION.

22 (5) (I) SUBJECT TO SUBPARAGRAPH (II) OF THIS PARAGRAPH, THE  
23 PROGRAMS AND SERVICES PROVIDED UNDER PARAGRAPH (1) OF THIS SUBSECTION  
24 MAY NOT USE THERMAL INSULATING MATERIALS FOR BUILDING ELEMENTS,  
25 INCLUDING WALLS, FLOORS, CEILINGS, ATTICS, AND ROOF INSULATION, THAT  
26 CONTAIN FORMALDEHYDE.

27 (II) THERMAL INSULATING MATERIALS FOR BUILDING  
28 ELEMENTS MAY NOT CONTAIN FORMALDEHYDE IF THE FORMALDEHYDE:

29 1. WAS INTENTIONALLY ADDED; OR

30 2. IS PRESENT IN THE PRODUCT AT GREATER THAN 0.1%  
31 BY WEIGHT.

32 (6) (I) THE DEPARTMENT SHALL GIVE PREFERENCE TO  
33 CONTRACTORS THAT ARE MINORITY-OWNED, WOMEN-OWNED, OR

1 VETERAN-OWNED BUSINESSES IN THE STATE FOR PROCUREMENT PROCESSES  
2 RELATED TO EMPOWER PROGRAMS.

3 (II) THE DEPARTMENT'S APPROVED CONTRACTORS USED FOR  
4 THE PROGRAMS UNDER THIS SECTION SHALL MEET THE FOLLOWING JOB  
5 REQUIREMENTS:

- 6 1. PAY AT LEAST 150% OF THE STATE MINIMUM WAGE;
- 7 2. PROVIDE CAREER ADVANCEMENT TRAINING;
- 8 3. AFFORD EMPLOYEES THE RIGHT TO BARGAIN  
9 COLLECTIVELY FOR WAGES AND BENEFITS;
- 10 4. PROVIDE PAID LEAVE;
- 11 5. BE CONSIDERED COVERED EMPLOYMENT FOR  
12 PURPOSES OF UNEMPLOYMENT INSURANCE BENEFITS IN ACCORDANCE WITH TITLE  
13 8 OF THE LABOR AND EMPLOYMENT ARTICLE;
- 14 6. ENTITLE THE EMPLOYEE TO WORKERS'  
15 COMPENSATION BENEFITS IN ACCORDANCE WITH TITLE 9 OF THE LABOR AND  
16 EMPLOYMENT ARTICLE;
- 17 7. BE COMPLIANT WITH FEDERAL AND STATE WAGE AND  
18 HOUR LAWS FOR THE PREVIOUS 3 YEARS;
- 19 8. OFFER EMPLOYER-PROVIDED HEALTH INSURANCE  
20 BENEFITS WITH MONTHLY PREMIUMS THAT DO NOT EXCEED 8.5% OF THE  
21 EMPLOYEE'S NET MONTHLY EARNINGS; AND
- 22 9. OFFER RETIREMENT BENEFITS.

23 (C) THE WEATHER-NORMALIZED GROSS RETAIL SALES AGAINST WHICH  
24 THE SAVINGS ARE MEASURED SHALL:

25 (1) REFLECT SALES ASSOCIATED WITH THE LOW-INCOME  
26 RESIDENTIAL CUSTOMER CLASS SERVED BY PROGRAMS ADMINISTERED BY THE  
27 DEPARTMENT; AND

28 (2) BE UPDATED BY THE DEPARTMENT FOR EACH PLAN SUBMITTED  
29 UNDER SUBSECTION (E) OF THIS SECTION.

30 (D) THE TARGET ANNUAL INCREMENTAL GROSS ENERGY SAVINGS SHALL BE

1 ACHIEVED BASED ON THE 3-YEAR AVERAGE OF DEPARTMENT PLANS SUBMITTED IN  
2 ACCORDANCE WITH SUBSECTION (E) OF THIS SECTION.

3 (E) (1) ON OR BEFORE SEPTEMBER 1, 2023, THE DEPARTMENT SHALL  
4 SUBMIT A PLAN TO THE COMMISSION THAT DETAILS PROPOSALS FOR ACHIEVING  
5 THE ELECTRICITY SAVINGS AND DEMAND REDUCTION TARGET UNDER SUBSECTION  
6 (B) OF THIS SECTION FOR 2024.

7 (2) ON OR BEFORE SEPTEMBER 1, 2024, AND EVERY 3 YEARS  
8 THEREAFTER, THE DEPARTMENT SHALL SUBMIT A PLAN TO THE COMMISSION THAT  
9 DETAILS PROPOSALS FOR ACHIEVING THE ELECTRICITY SAVINGS AND DEMAND  
10 REDUCTION TARGET UNDER SUBSECTION (B) OF THIS SECTION FOR THE 3  
11 SUBSEQUENT CALENDAR YEARS.

12 (3) THE PLAN SHALL INCLUDE:

13 (I) A DESCRIPTION OF THE PROPOSED ENERGY EFFICIENCY  
14 AND CONSERVATION PROGRAMS AND SERVICES;

15 (II) A DESCRIPTION OF THE STEPS PROPOSED TO ENSURE  
16 INSULATION MATERIALS MEET THE REQUIREMENTS UNDER SUBSECTION (B) OF  
17 THIS SECTION;

18 (III) ANTICIPATED COSTS;

19 (IV) PROJECTED ELECTRICITY SAVINGS;

20 (V) A PROPOSED AVERAGE LIFETIME MEASURE THRESHOLD  
21 THAT ENCOURAGES THE DELIVERY OF INSULATION AND WEATHERIZATION  
22 MEASURES, DEVELOPED THROUGH A STAKEHOLDER ENGAGEMENT PROCESS; AND

23 (VI) ANY OTHER INFORMATION THAT THE COMMISSION  
24 REQUESTS.

25 (4) THE DEPARTMENT SHALL PROVIDE THE COMMISSION WITH AN  
26 UPDATE EVERY 6 MONTHS ON PLAN IMPLEMENTATION AND PROGRESS TOWARD  
27 ACHIEVING THE ELECTRICITY SAVINGS AND DEMAND REDUCTION TARGET UNDER  
28 SUBSECTION (B) OF THIS SECTION.

29 (5) THE COMMISSION SHALL REVIEW A PLAN TO DETERMINE  
30 WHETHER THE PLAN IS ADEQUATE FOR ACHIEVING THE TARGET.

31 (F) THE COMMISSION SHALL WORK WITH THE DEPARTMENT TO ESTABLISH  
32 ANY PROCEDURES NECESSARY TO DEVELOP AND IMPLEMENT A PLAN FOR

1 ACHIEVING THE ELECTRICITY SAVINGS AND DEMAND REDUCTION TARGET UNDER  
2 SUBSECTION (B) OF THIS SECTION, INCLUDING SECURING COOPERATION FROM  
3 ELECTRIC COMPANIES RELATED TO:

4 (1) FUNDING;

5 (2) COMMUNICATIONS;

6 (3) REFERRALS;

7 (4) DATA SHARING; AND

8 (5) ANY OTHER COOPERATION THAT THE COMMISSION DETERMINES  
9 IS NECESSARY TO ACHIEVE THE ELECTRICITY SAVINGS UNDER SUBSECTION (B) OF  
10 THIS SECTION.

11 (G) (1) THE DEPARTMENT SHALL DEVELOP A PLAN TO COORDINATE  
12 FUNDING SOURCES AND LEVERAGE THE GREATEST FUNDING POSSIBLE TO  
13 SUPPORT:

14 (I) HEALTH AND SAFETY UPGRADES;

15 (II) WEATHERIZATION;

16 (III) ENERGY EFFICIENCY; AND

17 (IV) OTHER GENERAL MAINTENANCE FOR LOW-INCOME  
18 HOUSING.

19 (2) THE PLAN SHALL COORDINATE FUNDING AMONG:

20 (I) THE STRATEGIC ENERGY INVESTMENT FUND;

21 (II) FEDERAL WEATHERIZATION ASSISTANCE PROGRAMS;

22 (III) RATEPAYER CONTRIBUTIONS TO:

23 1. THE EMPOWER MARYLAND LIMITED INCOME  
24 ENERGY EFFICIENCY PROGRAM; AND

25 2. THE MULTIFAMILY ENERGY EFFICIENCY AND  
26 HOUSING AFFORDABILITY PROGRAM;

27 (IV) THE MARYLAND AFFORDABLE HOUSING TRUST FUND;

1 (V) U.S. DEPARTMENT OF HOUSING AND URBAN  
2 DEVELOPMENT PROGRAMS, INCLUDING:

- 3 1. COMMUNITY DEVELOPMENT BLOCK GRANTS;  
4 2. THE HOME INVESTMENT PARTNERSHIP GRANTS  
5 PROGRAM; AND  
6 3. LEAD HAZARD CONTROL AND HEALTHY HOMES  
7 GRANTS;

8 (VI) U.S. DEPARTMENT OF AGRICULTURE PROGRAMS,  
9 INCLUDING THE HOME REPAIR PROGRAM;

10 (VII) THE HEALTHY HOMES FOR HEALTHY KIDS PROGRAM;

11 (VIII) THE ENERGY EFFICIENCY AND CONSERVATION BLOCK  
12 GRANT PROGRAM;

13 (IX) STATE APPROPRIATIONS; AND

14 (X) ANY OTHER SOURCE OF FUNDING THAT THE DEPARTMENT  
15 OR THE TASK FORCE IDENTIFIES.

16 (3) THE DEPARTMENT SHALL COLLABORATE WITH THE MEMBERS OF  
17 THE TASK FORCE AND IDENTIFY OTHER INTERESTED STAKEHOLDERS TO DEVELOP  
18 THE PLAN.

19 (4) ON OR BEFORE DECEMBER 31, 2023, THE DEPARTMENT SHALL  
20 SUBMIT THE PLAN TO THE GOVERNOR AND, IN ACCORDANCE WITH § 2-1257 OF THE  
21 STATE GOVERNMENT ARTICLE, THE GENERAL ASSEMBLY.

22 (H) (1) THE DEPARTMENT SHALL REPORT TO THE COMMISSION EACH  
23 YEAR ON:

24 (I) FOR THE PROGRAMS THAT CONTRIBUTE TO ENERGY  
25 EFFICIENCY AND WEATHERIZATION, DISAGGREGATED BY FUEL SOURCE AND  
26 FUNDING SOURCE OR DEVELOPMENT FINANCE EFFORTS:

- 27 1. THE NUMBER OF PARTICIPANTS SERVED; AND  
28 2. THE AMOUNT OF ENERGY SAVINGS; AND

29 (II) THE AMOUNT OF FUNDING THAT THE DEPARTMENT

1 RECEIVES, AND IS PROJECTED TO RECEIVE, FOR ENERGY EFFICIENCY AND  
2 WEATHERIZATION FROM THE FUNDING SOURCES UNDER THIS SECTION.

3 (2) THE DEPARTMENT MAY SATISFY THE REPORTING REQUIREMENT  
4 UNDER THIS SUBSECTION BY INCLUDING THE REQUIRED INFORMATION IN THE  
5 6-MONTH STATUS REPORTS TO THE COMMISSION.

6 (I) THE DEPARTMENT, THE MARYLAND ENERGY ADMINISTRATION, AND  
7 OTHER STATE AGENCIES SHALL APPLY FOR ALL FEDERAL FUNDING THAT MAY  
8 BECOME AVAILABLE TO CARRY OUT THIS SECTION.

9 (J) (1) THE DEPARTMENT SHALL COLLABORATE WITH THE MEMBERS OF  
10 THE TASK FORCE TO DEVELOP A PLAN, INCLUDING A BUDGET, A TIMELINE, AND  
11 POTENTIAL FUNDING SOURCES, TO PROVIDE ENERGY EFFICIENCY RETROFITS TO  
12 ALL LOW-INCOME HOUSEHOLDS BY 2031.

13 (2) THE DEPARTMENT, IN COLLABORATION WITH THE TASK FORCE,  
14 SHALL SUBMIT THE PLAN TO THE GENERAL ASSEMBLY, IN ACCORDANCE WITH §  
15 2-1257 OF THE STATE GOVERNMENT ARTICLE, ON OR BEFORE DECEMBER 1, 2023.

16 7-211.2.

17 (A) THERE IS A GREEN AND HEALTHY TASK FORCE.

18 (B) THE TASK FORCE CONSISTS OF THE FOLLOWING MEMBERS:

19 (1) TWO MEMBERS OF THE SENATE OF MARYLAND, APPOINTED BY  
20 THE PRESIDENT OF THE SENATE;

21 (2) TWO MEMBERS OF THE HOUSE OF DELEGATES, APPOINTED BY  
22 THE SPEAKER OF THE HOUSE;

23 (3) THE SECRETARY OF HOUSING AND COMMUNITY DEVELOPMENT,  
24 OR THE SECRETARY'S DESIGNEE;

25 (4) THE SECRETARY OF HUMAN SERVICES, OR THE SECRETARY'S  
26 DESIGNEE;

27 (5) THE DIRECTOR OF THE MARYLAND ENERGY ADMINISTRATION,  
28 OR THE DIRECTOR'S DESIGNEE;

29 (6) ONE REPRESENTATIVE OF THE OFFICE OF PEOPLE'S COUNSEL;  
30 AND

1           **(7) AS APPOINTED BY THE CHAIR OF THE TASK FORCE:**

2                   **(I) ONE REPRESENTATIVE OF THE MARYLAND AFFORDABLE**  
3 **HOUSING TRUST;**

4                   **(II) ONE REPRESENTATIVE OF THE GREEN AND HEALTHY**  
5 **HOMES INITIATIVE;**

6                   **(III) ONE REPRESENTATIVE OF MARYLAND ENERGY**  
7 **EFFICIENCY ADVOCATES;**

8                   **(IV) ONE MEMBER WHO IS AN EXPERT IN PUBLIC HEALTH;**

9                   **(V) ONE MEMBER FROM A COMMUNITY CONCERNED WITH**  
10 **ENVIRONMENTAL JUSTICE;**

11                   **(VI) ONE MEMBER WHO OWNS OR DEVELOPS AFFORDABLE**  
12 **HOUSING;**

13                   **(VII) ONE MEMBER WHO HAS RECEIVED ASSISTANCE FROM A**  
14 **LOW-INCOME PROGRAM THAT DELIVERS ENERGY EFFICIENCY MEASURES; AND**

15                   **(VIII) OTHER MEMBERS AS DETERMINED BY THE CHAIR OF THE**  
16 **TASK FORCE.**

17           **(C) THE SECRETARY OF HOUSING AND COMMUNITY DEVELOPMENT, OR**  
18 **THE SECRETARY'S DESIGNEE, SHALL SERVE AS CHAIR OF THE TASK FORCE.**

19           **(D) THE DEPARTMENT OF HOUSING AND COMMUNITY DEVELOPMENT**  
20 **SHALL PROVIDE STAFF FOR THE TASK FORCE.**

21           **(E) A MEMBER OF THE TASK FORCE:**

22                   **(1) MAY NOT RECEIVE COMPENSATION AS A MEMBER OF THE TASK**  
23 **FORCE; BUT**

24                   **(2) IS ENTITLED TO REIMBURSEMENT FOR EXPENSES UNDER THE**  
25 **STANDARD STATE TRAVEL REGULATIONS, AS PROVIDED IN THE STATE BUDGET.**

26           **(F) THE TASK FORCE SHALL:**

27                   **(1) BEGINNING JULY 1, 2023, MEET QUARTERLY FOR A PERIOD OF 3**  
28 **YEARS;**

29                   **(2) ADVANCE THE ALIGNMENT, BRANDING, AND COORDINATION OF**



1 RESOURCES TO MORE EFFECTIVELY DELIVER GREEN AND HEALTHY HOUSING FOR  
2 LOW-INCOME HOUSEHOLDS IN THE STATE;

3 (3) EXAMINE THE PUBLIC AND PRIVATE RESOURCES NEEDED TO  
4 ADDRESS THE HOUSING NEEDS OF LOW-INCOME COMMUNITIES;

5 (4) DEVELOP POLICY AND STATUTORY RECOMMENDATIONS TO  
6 ELIMINATE BARRIERS TO LOW-INCOME HOUSEHOLDS ACHIEVING HEALTHY,  
7 ENERGY-EFFICIENT, AND AFFORDABLE HOUSING; AND

8 (5) ENGAGE WITH INTERESTED PARTIES AND COLLABORATE WITH  
9 OTHER ENTITIES THAT CAN HELP ADVANCE THE GOALS OF THE TASK FORCE,  
10 INCLUDING EXPERTS IN THE FIELD OF HEALTHY AND ENERGY-EFFICIENT HOUSING.

11 (G) ON OR BEFORE JULY 1, 2024, AND EACH JULY 1 THROUGH 2027, THE  
12 TASK FORCE SHALL REPORT ITS FINDINGS AND RECOMMENDATIONS TO THE  
13 SECRETARY OF HEALTH, THE SECRETARY OF THE ENVIRONMENT, THE  
14 COMMISSION, THE GOVERNOR, AND, IN ACCORDANCE WITH § 2-1257 OF THE STATE  
15 GOVERNMENT ARTICLE, THE GENERAL ASSEMBLY.

16 SECTION 2. AND BE IT FURTHER ENACTED, That this Act shall take effect July  
17 1, 2023.



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**Maryland**  
Department of  
the Environment

# **Environmental Justice and MDE**

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## EPA Definition of EJ

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The fair treatment and meaningful involvement of all people regardless of race, color, national origin, or income with respect to the development, implementation, and enforcement of environmental laws, regulations, and policies.

Fair treatment means that no group of people, including a racial, ethnic, or socio-economic group, should bear a disproportionate share of the negative environmental consequences resulting from industrial, municipal, and commercial operations of the execution of federal, state, local, and tribal programs and policies.



## Maryland Definition of EJ

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MD builds on the EPA definition to add that citizens should expect to be protected from public health hazards and to have access to socio-economic resources necessary to address concerns about their livelihood and health.



# MDE's Internal EJ Policy

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- First EJ Policy released 2020
- Living document - Updated for 2022
- Creates the role of an EJ Officer to be responsible for coordinating MDE EJ practices and to serve as a liaison between communities and the Department
- Enhanced inspections, compliance, enforcement and infrastructure investments in communities with EJ concerns
- Developed an Internal MDE EJ Workgroup
- Development of the MDE EJScreen Tool



## Commission on Environmental Justice & Sustainable Communities

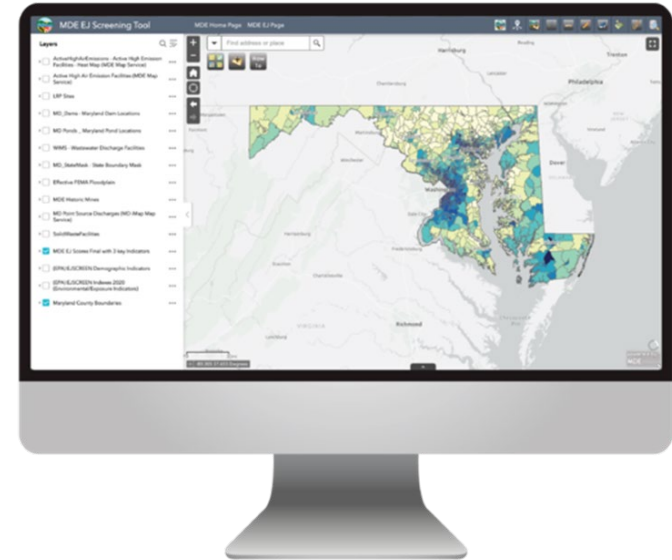
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- Focus on examining EJ issues and ensuring sustainable communities
- Review and analyze the impact of current State law and policy to address issues of EJ
- Address the adequacy of State and local government laws to address issues of EJ and sustainable communities, as well as Title VI of the Civil Rights Act
- Recommend options to address EJ issues to the Governor and the General Assembly



# MDE EJScreen

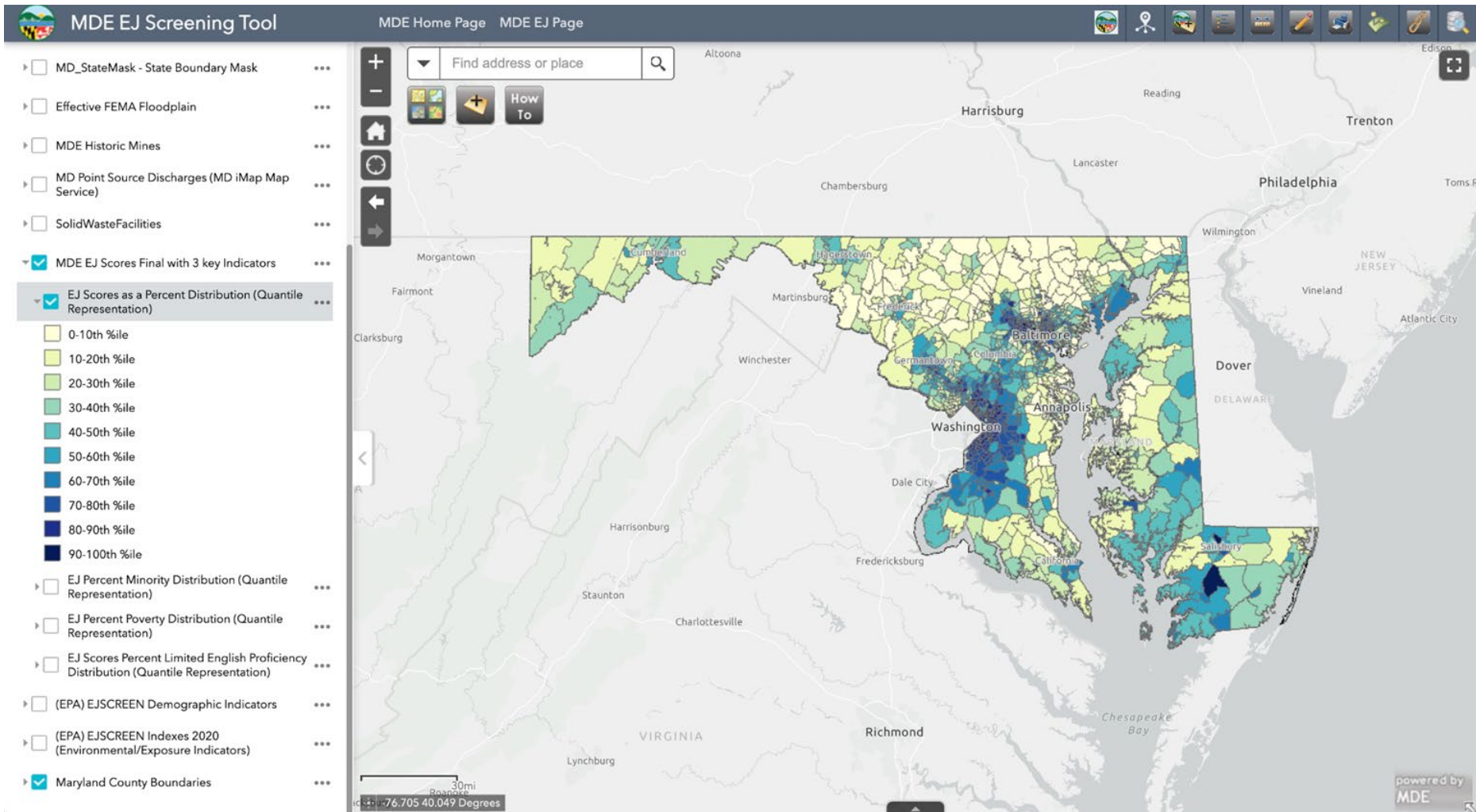
- Live – Still welcome comments
- For external and internal use
- Incorporates demographic and socioeconomic data with MDE elements like industrial facilities, wastewater treatment plants and proximity to dams
- Users can identify potential overburdened communities
- Allows for enhanced agency compliance, oversight, and monitoring, as well as enhanced communication and outreach in areas with permitting activities in overburdened or underserved communities.



<https://mdewin64.mde.state.md.us/EJ/>



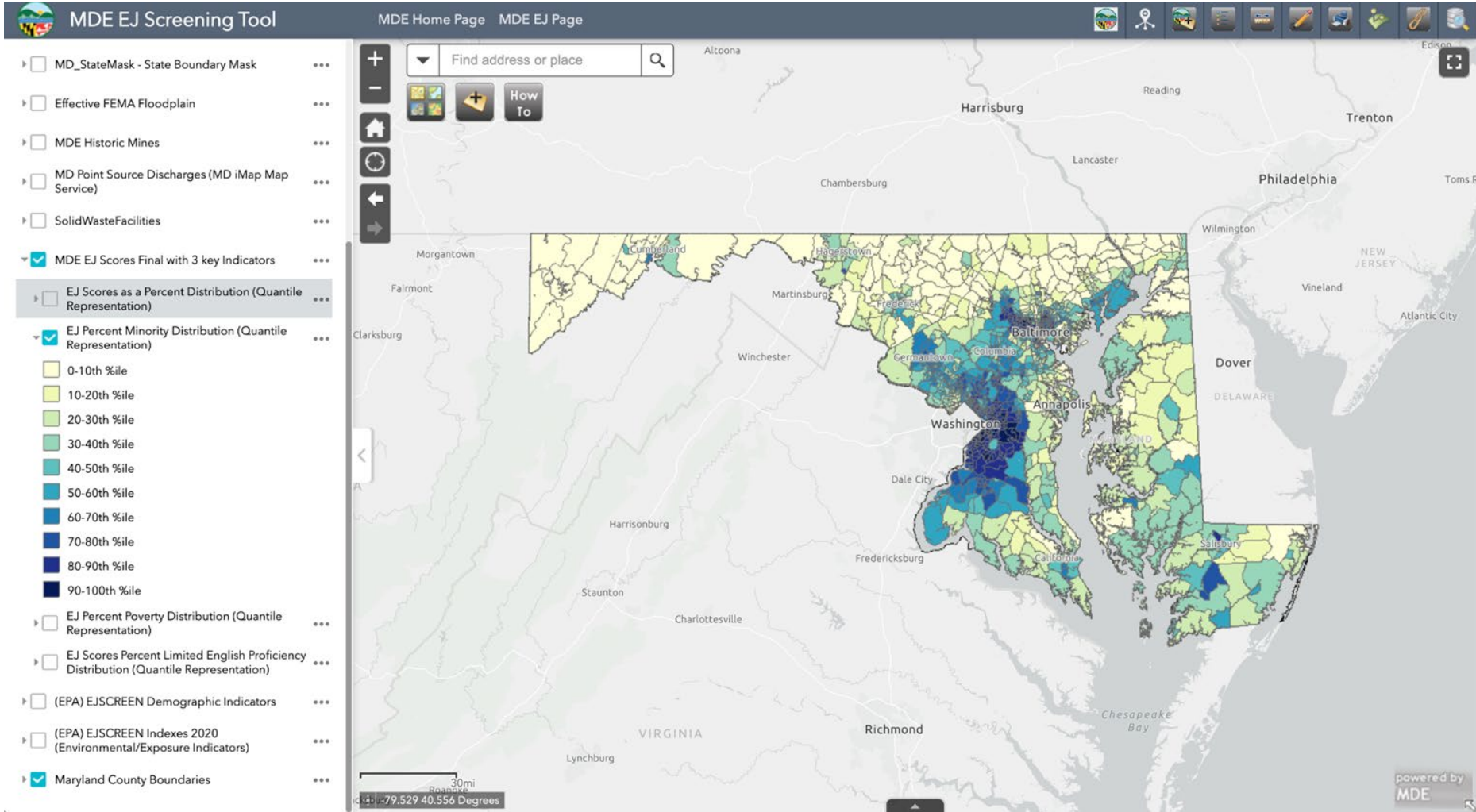
# Underserved EJ Score





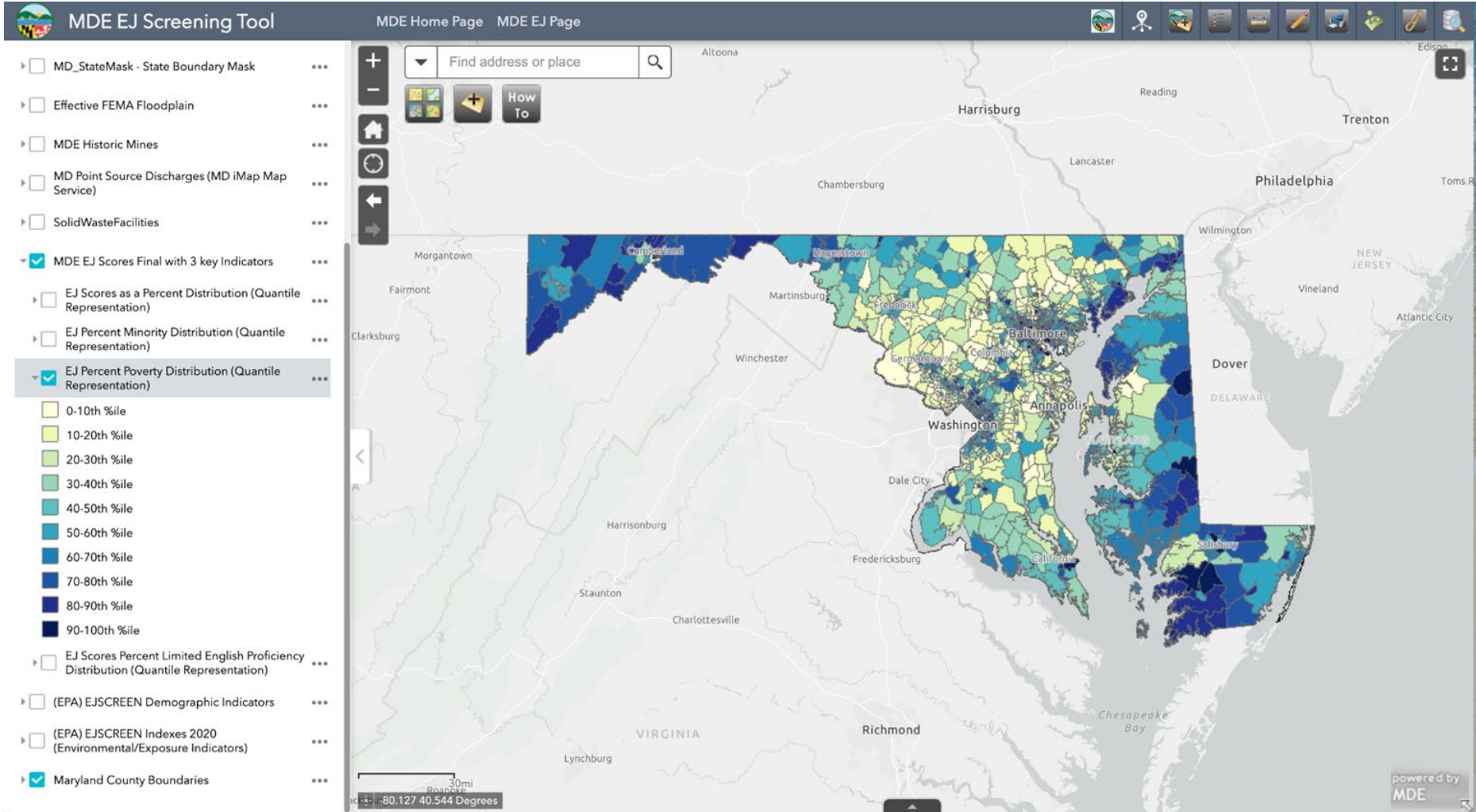


# Minority Census Tract



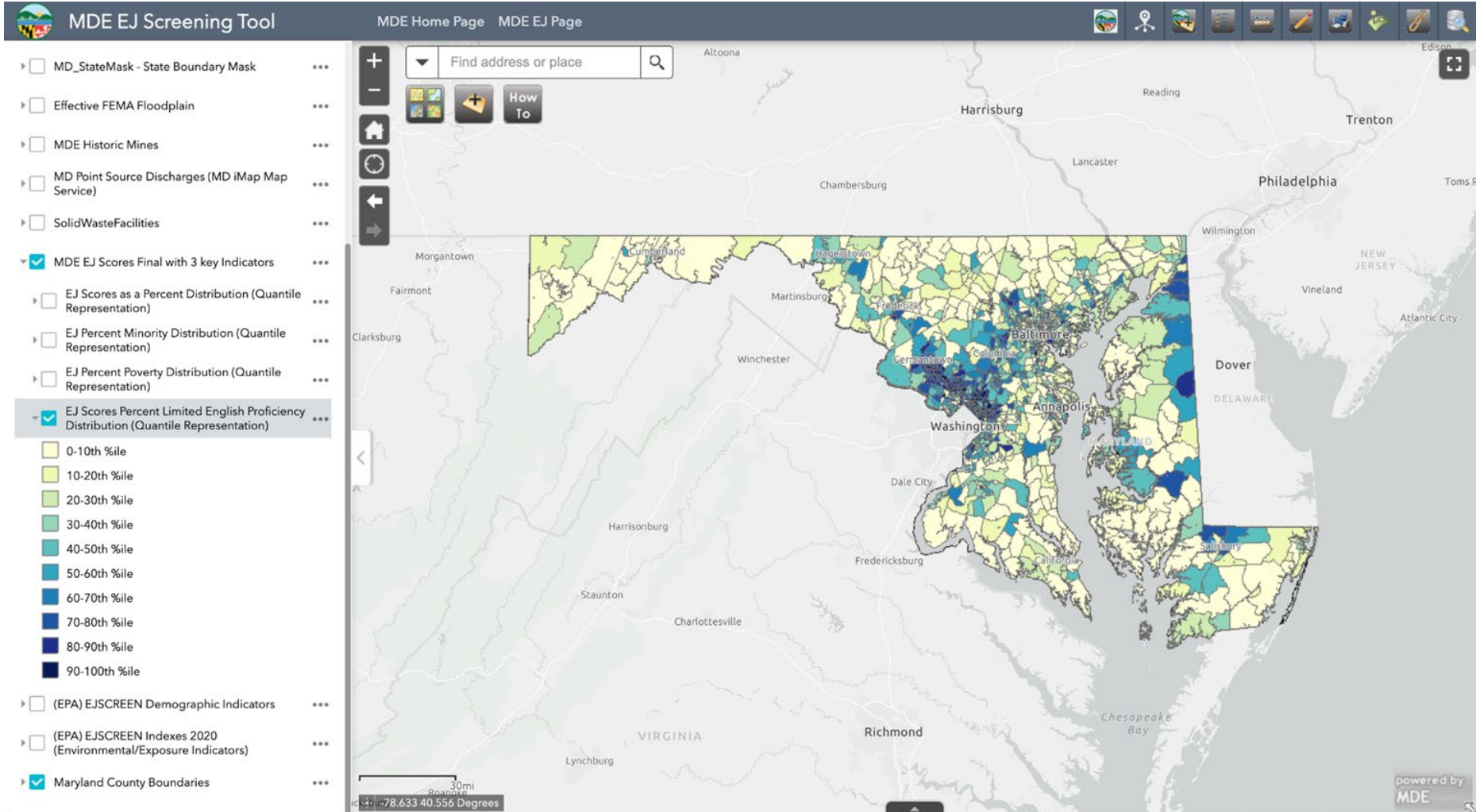


# Poverty Census Tract





# Limited English Proficiency Census Tract





## SB 0528- Climate Solutions Now Act of 2022

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- MDE is required to consult with the CEJSC on various issues including adopting a methodology for identifying communities disproportionately affected by climate impacts
- Defined Underserved Community
  - “Means any census tract in which, according to the most recent U.S. census bureau survey:
    - (I) at least 25% of the residents qualify as low-income;
    - (II) at least 50% of the residents identify as nonwhite; or
    - (III) at least 15% of the residents have limited English proficiency.”





# SB 0528- Climate Solutions Now Act of 2022

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- Defined Overburdened Community
  - “Means any census tract in which three or more of the following environmental health indicators are above the 75th percentile statewide:
    - (I) particulate matter (PM) 2.5;
    - (II) ozone;
    - (III) National Air Toxic Assessment (NATA) diesel PM;
    - (IV) NATA cancer risk;
    - (V) NATA respiratory hazard index;
    - (VI) traffic proximity;
    - (VII) lead paint indicator;
    - (VIII) national priorities list superfund site proximity;
    - (IX) risk management plan facility proximity;
    - (X) hazardous waste proximity;
    - (XI) wastewater discharge indicator;
    - (XII) proximity to a concentrated animal feeding operation (CAFO);
    - (XIII) percent of the population lacking broadband coverage;
    - (XIV) asthma emergency room discharges;
    - (XV) myocardial infarction discharges;
    - (XVI) low-birth-weight infants;
    - (XVII) proximity to emitting power plants;
    - (XVIII) proximity to a toxic release inventory (TRI) facility;
    - (XIX) proximity to a brownfields site;
    - (XX) proximity to mining operations; and
    - (XXI) proximity to a hazardous waste landfill”.



# HB 1200 - Environment Permit Applications Environmental Justice Screening

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- Requires applicants for MDE public notice and participation permits to use a Maryland EJ tool to develop a score in which their permit will be located and report the score in the application.
- Applicant provides score along with project application
- MDE will review the score and post in the public notice.
- Defined EJ Score
  - “Means an overall evaluation of an area's environment and existing environmental justice indicators, as defined by the department in regulation, including:
    - (1) pollution burden exposure;
    - (2) pollution burden environmental effects;
    - (3) sensitive populations; and
    - (4) socioeconomic factors.”
- Effective on October 1, 2022



## Other Relevant 2022 Legislation

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### SB 90 - Department of the Environment - Supplemental Environmental Projects Database

- MDE is required to maintain a database of SEPs to be considered as part of a settlement of an enforcement action
- MDE will prioritize SEPs located in the same geographic area as the alleged violation

### HB 53- Conservation Finance Act

- Requires the CEJSC to make recommendations to MDE to ensure that the Department is advancing the human right to safe, clean, affordable, and accessible water for consumption, cooking, sanitation, health, and recreation.



## Contact Information

---

Devon Dodson, Assistant Secretary  
devon.dodson1@maryland.gov

Caitlin Eversmier, EJ Communications  
caitlin.eversmier@maryland.gov

Lisa Nissley, ARA  
lisa.nissley@maryland.gov



# What is a Lead Violation Notice?

It is a Legal Document issued to the Property Owner and/or Entity of an identified property by Baltimore City Health Department's Childhood Lead Poisoning Prevention Program (CLPPP).

A Notice Includes:



- A notice number assigned to the violation/property
- The Property address
- The Inspectors' contact information
- Issuance/compliance dates (Date the violation is issued/30 calendar days from issuance date)



*Brandon M. Scott*  
Mayor, Baltimore City  
*Letitia Dzirasa, M.D.*  
Commissioner of Health, Baltimore City

 **BALTIMORE**  
**CITY HEALTH**  
**DEPARTMENT**

# A Sample Violation Notice

NOTICE NO: #####	NOTICE NO: #####
 <b>MAYOR AND CITY COUNCIL OF BALTIMORE</b> <b>BALTIMORE CITY HEALTH DEPARTMENT</b> Childhood Lead Poisoning Prevention Program 7 E. REDWOOD STREET 2ND FLOOR Baltimore, Maryland 21202	
<b><u>VIOLATION NOTICE AND ORDER TO REMOVE</u></b> <b><u>LEAD HAZARDS</u></b>	
<b>DWELLING/RESIDENCE:</b>	
PERSON(S) AND/OR ENTITY SERVED:	INSPECTOR:
	TELEPHONE:
	EMAIL:
	FAX:
CERTIFIED MAILING #	ISSUANCE DATE: 01/09/23
	COMPLIANCE DATE: 02/08/23
<p>An inspection of the above listed property, including but not limited to, the dwelling/residence, unattached structures and the soil, by the Baltimore City Health Department, revealed that the property contains LEAD HAZARDS. Such a condition has been deemed by the Commissioner of Health to be hazardous to life and health and a public health nuisance under the Health Code of Baltimore City.</p> <p>You are hereby ordered to permanently remove the LEAD HAZARDS from the property by the above noted compliance date and in conformance with the specifications set forth in the attached Baltimore City Health Department Lead Hazard Abatement Regulations (2009), and COMAR Title 26, Department of the Environment ("COMAR"). Contractors performing abatement work must be accredited by the Maryland Department of the Environment. Any questions regarding lead removal may be directed to the inspector listed above.</p> <p>Environmental samples may have also been taken from locations on the premises and sent to laboratory for analysis. If lead hazards are found, you will be given written notice that abatement will also be required at those locations under the terms and requirements of this Violation Notice.</p> <p>Children and pregnant women are specifically prohibited from entering and/or remaining in a dwelling at any time during the abatement process, including times when no work is in progress. If the dwelling is a rental unit, the owner shall immediately relocate all tenants per Baltimore City Health Department Lead Hazard Abatement Regulations and Section 6-821 of the Maryland Environment Article.</p>	
NOTICE NO: 4117	NOTICE NO: 4117
<p>Immediately schedule a field conference with your lead certified contractor and your assigned inspector. The Baltimore City Health Department may inspect the property at any time during the abatement to determine compliance with the above listed regulations.</p> <p>After the LEAD HAZARD violations have been corrected in conformance with the above listed regulations, a re-inspection of the dwelling must be performed by the Baltimore City Health Department to determine compliance with the regulations. Any final clearance dust samplings collected shall include three wipes per room.</p> <p><b>IT IS THE RESPONSIBILITY OF THE PROPERTY OWNER/OPERATOR TO SCHEDULE A RE-INSPECTION BY CONTACTING THE INSPECTOR LISTED ABOVE.</b> All rental property owners must be registered with the Maryland Department of the Environment (MDE) Lead Poisoning Prevention Program and must provide the Baltimore City Health Department with documentation of the current year's registration prior to any clearance inspections being conducted.</p>	



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NOTICE NO: #####	NOTICE NO: #####
<p>Immediately schedule a field conference with your lead certified contractor and your assigned inspector. The Baltimore City Health Department may inspect the property at any time during the abatement to determine compliance with the above listed regulations.</p> <p>After the LEAD HAZARD violations have been corrected in conformance with the above listed regulations, a re-inspection of the dwelling must be performed by the Baltimore City Health Department to determine compliance with the regulations. Any final clearance dust samplings collected shall include three wipes per room.</p> <p><b>IT IS THE RESPONSIBILITY OF THE PROPERTY OWNER/OPERATOR TO SCHEDULE A RE-INSPECTION BY CONTACTING THE INSPECTOR LISTED ABOVE.</b> All rental property owners must be registered with the Maryland Department of the Environment (MDE) Lead Poisoning Prevention Program and must provide the Baltimore City Health Department with documentation of the current year's registration prior to any clearance inspections being conducted.</p> <p>If the final clearance inspection, including any tests for surface lead dust, is satisfactory, a written statement verifying that the Violation Notice has been abated will be mailed to you. Abatement is not complete until this written statement of compliance is issued.</p> <p>If this dwelling unit is or becomes unoccupied, the dwelling unit may not be reoccupied until this lead hazard notice has been abated and the Health Commissioner has given written approval for re-occupancy. Unauthorized occupancy will subject the owner and operator, upon conviction, to criminal or civil penalties of \$500.00 per day.</p> <p>A person who fails to comply with the requirements of this notice is guilty of a misdemeanor and criminal proceedings may be initiated which, on convictions, subject that person to a fine of not more than \$500.00 for each offense. Each day that the violation continues is a SEPARATE OFFENSE.</p> <p>If there is a failure to comply with this notice, civil proceedings may be initiated which will subjects the responsible person(s) or entity to a fine of not more than \$500.00 for each day the violation continues, plaintiff's enforcement costs and reasonable attorney's fees.</p> <p>If this Violation Notice and Order is not complied with within the time and manner prescribed, in addition to initiating criminal prosecution, civil proceedings or issuing a Stop Work Order, the Commissioner may have the lead hazards removed from said premises, the expense of which will be both a personal debt and a lien against the premises.</p> <p>You have the right to request an administrative review of this Notice. The request must be in writing, setting forth the reasons an administrative review is requested, and postmarked and mailed within 10 days from receipt of this Notice. Mail to: Camille Burke, Director, BCHD, 7 E Redwood St., 2nd FL., Baltimore, MD 21202 The above action is taken under the authority of Title 5 of the Health Code of Baltimore City; Baltimore City Health Department Lead Hazard Abatement Regulations (2009); Building Fire and Related Codes (BFRC) of Baltimore City, Building Code of Baltimore City Sections 113, 114, 123; BFRC of Baltimore City, Property</p>	





# What action triggers a Violation Notice?

- BCHD CLPPP receives a lab report from a medical provider that has a Blood lead level (BLL) equal to or greater than 5mg/dl, prompting an investigation.
- MDE will reach and indicate the need for an inspection if a Notice of Defect is received or a resident calls MDE directly
- Within 2-5 days an Environmental Sanitarian/Inspector schedules an inspection with the tenant and/or property owner
  - If the level is 30-70 mg/dl, we reach out within 24-48 hours.
- An inspection by an Environmental Sanitarian/Inspector is conducted by use of a handheld X-Ray Fluorescence(XRF) analyzer, soil, and dust wipe samples.



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# Important Info

- Only a Sanitarian/Inspector who has received Special Police Powers from the from the Baltimore City Police Department can issue a Violation notice.
- If the XRF report shows positive readings equal to or greater than 0.7 mg/cm<sup>2</sup>.and/or the lead dust is equal to or greater than 10 ug/ft<sup>2</sup> for floors, 100 ug/ft<sup>2</sup> for windowsills and 100 ug/ft<sup>2</sup> for window wells (troughs), The BCHD CLPPP Program Compliance Officer issues a violation notice to the Property Owner and/or Entity of the property.
- Ownership and Entity information is verified using Real Property Data Search(SDAT). The violation notice is issued to everyone who has ownership in the property.



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# What Happens Next?

- The violation notice is sent to the Property Owner of the property by certified mail via USPS, as well as posted to the front door of the property, in a sealed envelope.
- The violation is added to the active violations list located on the BCHD Lead Poisoning Prevention page which is regularly updated.
  - <https://health.baltimorecity.gov/lead-poisoning-prevention/lead-violations>
- A lien is placed on the property in the Land Property System by the BCHD CLPPP Program Compliance Officer.
- The Property Owner is given 30 calendar days from the date of issuance to abate the property and contact the Environmental Sanitarian/Inspector listed on the violation notice.



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# More.....

- Sometimes the Property Owner may need an extension to complete the work done due to unforeseen circumstances, they can email the Inspector identifying the property and listing the reasons they are requesting an extension, after a review(Director and the Inspector) an extension could be granted. If granted Owner must keep BCHD CLPPP updated regularly about the progress.
- If the property is owned by the City of Baltimore, or a part of the Housing Choice Voucher program, located within Public Housing, either DHCD or HABC are notified of the violation and assist with ensuring the compliance of Owner to abate the property.
- The Property Owner must have the property abated by a Licensed Lead Abatement S2/S4 Contractor which can be found on Maryland Department of The Environment Website.
  - <https://mde.maryland.gov/programs/land/LeadPoisoningPrevention/Pages/leadcontractors.aspx>
- It is the responsibility of the Property Owner/Operator to schedule a re-inspection by contacting the inspector listed on the violation.
- It is also the Property Owners' responsibility to relocate the tenants until the property passes a clearance dust sample as outlined in COMAR Title 26.12.01.01
  - [http://www.dsd.state.md.us/comar/subtitle\\_chapters/26\\_Chapters.aspx#Subtitle12](http://www.dsd.state.md.us/comar/subtitle_chapters/26_Chapters.aspx#Subtitle12)



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# Non-Compliance

- BCHD CLPPP partners with the Department of Housing and Community Development (DHCD), utilizing a shared Attorney. If the Property Owner is non-compliant, the DHCD Attorney can proceed with legal actions only after all other remedies have been exhausted.
- A violation and lien remain on the property for the life of the property or until deemed abated by the inspector .
- If a property gets sold while it has an active violation, the New Owner **“inherits” the violation**, prompting a violation issued to New Owner.



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# Re-Inspection

- An Environmental Sanitarian/Inspector is notified by the Property Owner or Contractor of the work being done then a re-inspection is scheduled.
- If the visual inspection fails, the Environmental Sanitarian/ Inspector advises the Property Owner and/or the Contractor what needs to be corrected, prompting another re-inspection.
- If the dust wipes and the visual inspection pass, an abatement card is mailed to the Property Owner.



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# Once The Property Has Passed the Inspection

- The violation is removed from the active violations list located on BCHD website.
- The lien is removed and the case is closed.
- However, if the child is retested after the abatement is completed and the blood lead level has increased the case may be re-opened.
- The abatement card is mailed once all paperwork has been completed by both the Sanitarian/Inspector and the BCHD CLPPP Program Compliance Officer.

Baltimore City Health Department  
Childhood Lead Poisoning Prevention Program

**CONFIRMATION OF NOTICE COMPLETED**

This is to advise you that the ALTERNATIVE  
ABATEMENT WORKPLAN for notice No. \_\_\_\_\_  
at \_\_\_\_\_  
has been satisfactorily completed.

Reported by \_\_\_\_\_  
Date \_\_\_\_\_



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Mayor, Baltimore City  
Letitia Dzirasa, M.D.  
Commissioner of Health, Baltimore City



# Staff

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Wendy Phillips -MDE- &lt;wendy.phillips@maryland.gov&gt;

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**Fw: [EXTERNAL] [Leadnet] \$150.0 million dollars for childhood lead poisoning prevention**

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**Wendy Phillips -MDE-** <wendy.phillips@maryland.gov>  
To: Wendy Phillips -MDE- <Wendy.Phillips@maryland.gov>

Mon, Jan 23, 2023 at 10:53 AM

To: Lead Poisoning Prevention Commission

FYI

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**From:** [leadnet@mail-list.com](mailto:leadnet@mail-list.com) <[leadnet@mail-list.com](mailto:leadnet@mail-list.com)> on behalf of john.belt at [odh.ohio.gov](http://odh.ohio.gov) <[leadnet@mail-list.com](mailto:leadnet@mail-list.com)>

**Sent:** Monday, January 23, 2023 10:06 AM

**Subject:** [EXTERNAL] [Leadnet] \$150.0 million dollars for childhood lead poisoning prevention

This message was sent by [john.belt@odh.ohio.gov](mailto:john.belt@odh.ohio.gov) [john.belt@odh.ohio.gov](mailto:john.belt@odh.ohio.gov)

Ohio's 134 General Assembly Appropriated \$150.0 million dollars for childhood lead poisoning prevention, the funding is made possible using American Rescue Plan Act (ARPA) dollars and is earmarked for the following beginning this calendar year:

(1) Not less than \$20.0 million for the Department of Development, in coordination with the Department of Health, to distribute funding to lead poisoning prevention projects in the state including but not limited to lead-safe building certification, screening and testing for lead poisoning, education and community engagement, and early intervention for children and families impacted by lead.

(2) The remaining amount for the Department of Development to support workforce development, recruitment, and retention of lead contractors and to conduct lead abatement services (window and door replacement).

John G. Belt, Ed.S.  
Chief Field Services Section  
Bureau of Environmental Health & Radiation Protection  
Ohio Department of Health  
[www.odh.ohio.gov](http://www.odh.ohio.gov)

For information about COVID-19:  
[coronavirus.ohio.gov](http://coronavirus.ohio.gov)<<https://coronavirus.ohio.gov/wps/portal/gov/covid-19/>>  
1-833-4-ASK-ODH

[Quoted text hidden]



Wendy Phillips -MDE- &lt;wendy.phillips@maryland.gov&gt;

---

**Fwd: Fw: Lead Factsheets and XRF Factsheet - Spanish translation**

---

**Wendy Phillips -MDE-** <wendy.phillips@maryland.gov>  
To: Wendy Phillips -MDE- <Wendy.Phillips@maryland.gov>

Mon, Jan 23, 2023 at 11:28 AM

To: Lead Poisoning Prevention Commission

FYI

----- Forwarded message -----

From: **Cliff Mitchell -MDH-** <cliff.mitchell@maryland.gov>

Date: Wed, Jan 18, 2023 at 11:44 AM

Subject: Fwd: Fw: Lead Factsheets and XRF Factsheet - Spanish translation

Colleagues

I am sharing these references developed by ATSDR on lead poisoning prevention and XRF.

Cliff

[Quoted text hidden]

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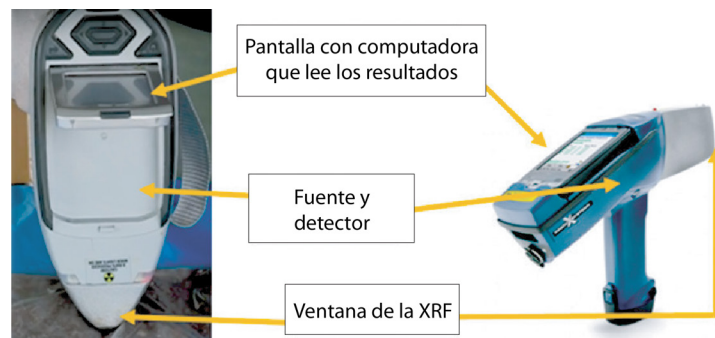
**7 attachments** **305762-B\_FS\_Using\_XRF\_Equipment\_soilSHOPs-ES.pdf**  
463K **331376-H\_FS\_FamilyLeadHome-ES.pdf**  
279K **331376-I\_FS\_SafeGardening-ES.pdf**  
564K **331376-J\_FS\_HealthyPregnancy-ES.pdf**  
318K **Alt text for translation-es.docx**  
16K **331376A\_FS\_PoisonHealthyFoods-es.pdf**  
294K **331376B\_FS\_FamilyLeadYard-es.pdf**  
709K

# Uso de equipos de XRF en los soilSHOP

Esta hoja informativa está diseñada para informar a los profesionales, las agencias y los grupos de salud y ambientales que organicen un evento del Programa de Pruebas de Detección, Salud, Alcance y Colaboración Respecto a la Tierra (soilSHOP en inglés) sobre el equipo de XRF y su uso durante eventos. Para obtener más información sobre soilSHOP, visite: [www.atsdr.cdc.gov/soilshop/](http://www.atsdr.cdc.gov/soilshop/).

## ¿Qué es XRF?

XRF significa fluorescencia por rayos x y se usa en un instrumento portátil que puede medir la concentración de un elemento en una muestra de tierra. La tecnología de XRF usa fuentes radioactivas selladas o tubos de rayos x para exponer muestras a estos rayos. Las XRF con fuente radioactiva sellada siempre liberan radiación, mientras que el equipo con tubos de rayos x genera estos rayos solo mientras está en uso. Por esta razón, la tecnología de tubos de rayos x se usa más comúnmente en los equipos de XRF portátiles.



## ¿Por qué usamos XRF en los soilSHOP?

Los soilSHOP tienen como objetivo proporcionar un análisis rápido de detección de plomo y otros metales pesados en la tierra, seguido por educación individual dirigida sobre la salud. El equipo de XRF es poderoso, eficaz en función del costo y proporciona un método rápido de análisis de muestras de tierra (tan poco tiempo como 30 segundos) mientras proporciona resultados confiables adecuados para las metas de los soilSHOP.

## ¿Cómo usamos el equipo de XRF en un evento de soilSHOP?

Anime a los participantes a traer sus muestras de tierra en bolsas transparentes (como bolsas zip lock) antes del evento.



En los eventos de soilSHOP, los operadores de XRF reciben las muestras de tierra en bolsas transparentes.

Los operadores colocan las bolsas con muestras en una superficie estable y plana.

Los operadores colocan el equipo de XRF directamente sobre la muestra de tierra.

Se muestra el resultado en la pantalla y los operadores lo registran según corresponda.



U.S. Department of  
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and Disease Registry

Es importante que los operadores de XRF estén capacitados de forma adecuada sobre la seguridad y el uso del instrumento. Generalmente se encuentra personal capacitado en los departamentos de salud y las agencias ambientales.

## ¿Qué precauciones de seguridad podemos tomar cuando usamos equipo de XRF en los soilSHOP?

Para promover la salud y seguridad, y para proteger la salud cuando se use el equipo de XRF, el equipo de análisis de tierra:

- Nunca debe apuntar el equipo de XRF hacia ellos o los demás cuando los rayos de luz estén iluminados (los rayos x estén prendidos).
- Debe advertirles a las mujeres en edad de procrear sobre el daño potencial que puede causar la exposición a la radiación a un feto en desarrollo.
- Debe seguir todas las capacitaciones e instrucciones de los fabricantes cuando use el equipo.
- Debe ubicar el área de análisis de detección de plomo lejos del público (3 pies o más de distancia) para llevar a cabo el análisis con XRF.
- Debe aconsejarles a los operadores de XRF que usen guantes protectores para el análisis y eviten comer o beber en el área.
- Debe colocar las toallitas desinfectantes, las toallas de papel y los botes de basura cerca o dentro del área de análisis de la tierra.
- Debe realizar una sesión informativa sobre salud y seguridad para garantizar que el área de análisis esté establecida de forma adecuada y que los letreros de advertencia sean visibles antes del evento.

La agencia de protección radiológica de su estado, el departamento de salud estatal y la empresa que proporciona el equipo podrían tener información adicional. Las reglamentaciones para el uso de equipo de XRF podrían variar entre estados y según la tecnología del equipo. Puede que deba registrar el equipo de XRF con la agencia de protección radiológica de su estado, y se debe cumplir con las reglamentaciones de seguridad y salud ocupacionales.

## ¿Dónde podemos obtener equipos de XRF?

Los equipos de XRF pueden alquilarse de fabricantes y proveedores. Los colaboradores de soilSHOP (como la EPA y los departamentos de salud locales o estatales) también podrían proporcionar los equipos para su evento.

Tenga en cuenta que es más sencillo alquilar los equipos de XRF que usan tubos de rayos x en comparación con los que usan fuentes radioactivas. Los equipos de XRF con tubos de rayos x podrían tener menos reglamentaciones para su uso y no requieren un envío especial, a diferencia de los XRF con fuentes radioactivas selladas. Sin embargo, algunos estados requerirán que se registren los equipos. En todos los casos, se necesita una capacitación adecuada sobre el uso del equipo de XRF.

Para obtener instrucciones más específicas sobre la recolección, el registro y la toma de medidas de las muestras, visite el sitio web de soilSHOP de la Agencia para Sustancias Tóxicas y el Registro de Enfermedades (ATSDR): [https://www.atsdr.cdc.gov/soilshop/soil\\_screening.html](https://www.atsdr.cdc.gov/soilshop/soil_screening.html). Para realizar preguntas u obtener más información, contacte a [soilSHOP@cdc.gov](mailto:soilSHOP@cdc.gov)



# Combata el envenenamiento por plomo al comer alimentos saludables.

Información para las comunidades cerca de sitios de desechos con posible contaminación por plomo

Comer alimentos saludables puede ayudar a desacelerar la manera en que el cuerpo absorbe plomo y ayudar a prevenir el envenenamiento por este metal tóxico. El envenenamiento por plomo puede causar problemas de aprendizaje, de comportamiento y auditivos, y puede dañar el cerebro de su hijo. Algunos de estos efectos en la salud pueden durar toda la vida. La exposición al plomo es especialmente dañina para los niños menores de 6 años debido a su cerebro en rápido desarrollo y a los comportamientos relacionados con llevarse las manos a la boca. Aquí hay algunas cosas que puede hacer para combatir el envenenamiento por plomo.

## TOME ESTAS MEDIDAS PARA PROTECCIÓN ADICIONAL CONTRA EL PLOMO

**Asegúrese de que usted y su familia consuman lo siguiente de forma regular...**

### Alimentos ricos en vitamina C:

- Fresas, kiwis, naranjas, jugo de naranja, toronjas (pomelos), jugo de toronja y grosellas negras
- Tomates y jugo de tomate
- Pimientos verdes, brócoli, coles de Bruselas, arvejas chinas y col rizada

### Alimentos ricos en calcio:

- Leche, yogur, queso y otros productos lácteos
- Verduras de hoja verde (espinaca, col rizada, ruibarbo, berza, etc.)
- Legumbres (frijoles, lentejas, edamame, garbanzos, etc.)
- Sardinias, salmón, etc.

### Alimentos ricos en hierro:

- Cereales con alto contenido de hierro y semillas (semillas de calabaza, quinoa)
- Frutas secas, como pasas de uva o ciruelas pasas
- Espinaca y legumbres
- Carne roja magra, pescado, pollo, mariscos y vísceras (p. ej., hígado)

### Dele a sus niños estos alimentos saludables de forma rutinaria:

- Alimente a sus niños con tres comidas saludables al día y refrigerios saludables. Los niños con el estómago vacío podrían absorber más plomo.



## EXPOSICIONES

- Lávese las manos antes de preparar y consumir alimentos.
- Lave bien las frutas y verduras, descarte las hojas exteriores de las verduras de hoja verde y pele las verduras de raíz, como las zanahorias.
- Estudios limitados sugieren que evitar alimentos con alto contenido de grasas como papas fritas, salchichas (*hot dogs*) y papitas en bolsa (*chips*) puede ayudar al cuerpo a absorber menos plomo.
- Hornee o ase alimentos en lugar de freírlos.
- Solo use agua fría de la llave para beber, cocinar y preparar fórmula para bebés. El agua caliente de la llave tiene más probabilidades de contener plomo. Deje correr agua fría entre 30 y 60 segundos antes de usarla para eliminar las impurezas que podrían haber ingresado al agua desde los materiales de las tuberías.
- No almacene alimentos en cerámicas esmaltadas de otros países. Si están contaminadas, el esmalte podría liberar plomo a la comida.



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Health and Human Services  
Agency for Toxic Substances  
and Disease Registry



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2. Brown SL, Chaney RL, Hettiarachchi, GM. 2016. Lead in urban soils: a real or perceived concern for urban agriculture? *Journal of Environmental Quality*. 45(1):26–36.
3. Ku Y, Alvares HG, Mahaffey KR. 1978. Comparative effects of feeding lead acetate and phospholipid-bound lead on blood and tissue lead concentrations in young and adult rats. *Bulletin of Environmental Contamination and Toxicology*. 20(4):561–567.
4. Quarterman J, Morrison JN, Humphries WR. 1975. The influence of high dietary intakes of calcium on lead retention in rats. *Proceedings of the Nutrition Society*. 34(2):89A–90A.

Coloque el texto aquí

# Proteja a su familia del plomo en el jardín

Información para las comunidades cerca de sitios de desechos con posible contaminación por plomo

Una forma en la que el plomo puede ingresar al cuerpo es al tragar o respirar tierra que contiene plomo. El plomo puede ingresar al cuerpo de los niños cuando se llevan las manos, los juguetes, la tierra u otros artículos a la boca. Cuando el plomo ingresa a nuestro cuerpo, puede causar problemas de salud. Revisar su jardín y su casa en busca de plomo, y revisar los niveles de plomo en sangre de sus niños, puede disminuir su preocupación sobre exposiciones.

## ESTAS SON ALGUNAS MEDIDAS QUE PUEDE TOMAR PARA DISMINUIR LA CANTIDAD DE PLOMO QUE INGRESA A SU CUERPO

### No deje que los niños jueguen en tierra contaminada con plomo:

- Haga que los niños jueguen en el césped o en áreas cubiertas con mantillo (*mulch*), astillas (*chips*) de madera o arena libres de plomo.
- No deje que los niños jueguen en tierra descubierta.
- Cúbrala con césped, arbustos, o entre 4 y 6 pulgadas de astillas de madera, mantillo, tierra o arena libres de plomo.

### Proteja a su familia de la pintura a base de plomo en el jardín:

- Las casas construidas antes de 1978 todavía podrían tener pintura a base de plomo en las paredes y molduras. Con los años, la pintura puede pelarse y desprenderse, y formar parte del polvo y la tierra.
- Mantenga a su familia, especialmente a los niños pequeños, lejos de las áreas fuera de su casa donde la pintura podría estar pelándose o desprendiéndose, como porches, cercos o casas viejas.



- **No** intente sacar la pintura a base de plomo por su cuenta, salvo que esté capacitado para seguir las prácticas de trabajo seguras en relación con el plomo. Contrate a un especialista en plomo certificado que seguirá estas prácticas. Visite la [página web](#) de la Agencia de Protección Ambiental para encontrar empresas que hagan ese trabajo.

### Mantenga las manos y los juguetes de los niños limpios:

- Lave las manos, los juguetes, los chupetes y los platos de los niños frecuentemente.
- Ayude a sus hijos a que no se lleven las manos y los juguetes a la boca. Esto incluye cuando estén ayudando en el jardín o jugando en un arenero.



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- Fíjese en los retiros del mercado de juguetes que podrían haberse contaminado con plomo. Visite [fda.gov/safety/recalls-market-withdrawals-safety-alerts](https://www.fda.gov/safety/recalls-market-withdrawals-safety-alerts) para buscar productos que han sido retirados del mercado.

## Tome otras medidas para reducir la exposición al plomo

- Sáquese los zapatos y límpiense los pies en tapetes lavables antes de entrar a su casa.
- Bañe a las mascotas con regularidad.
- Cuando coma al aire libre, intente hacerlo en un área donde no haya tierra descubierta.
- Algunos estudios sugieren que evitar alimentos con alto contenido de grasas como papas fritas, salchichas (*hot dogs*) y papitas en bolsa (*chips*) puede ayudar a reducir la absorción de plomo en su cuerpo.

## REFERENCIAS

1. Barltrop D, Khoo HE. 1975. The influence of nutritional factors in lead absorption. *Postgraduate Medical Journal*. 5(1):795–800.
2. Brown SL, Chaney RL, Hettiarachchi GM. 2016. Lead in urban soils: a real or perceived concern for urban agriculture? *Journal of Environmental Quality*. 45(1):26–36.
3. Ku Y, Alvares HG, Mahaffey KR. 1978. Comparative effects of feeding lead acetate and phospholipid-bound lead on blood and tissue lead concentrations in young and adult rats. *Bulletin of Environmental Contamination and Toxicology*. 20(4):561–567.
4. Quarterman J, Morrison JN, Humphries WR. 1975. The influence of high dietary intakes of calcium on lead retention in rats. *Proceedings of the Nutrition Society*. 34(2):89A–90A.

Coloque el texto aquí

# Proteja a su familia del plomo en la casa

Información para las comunidades cerca de sitios de desechos con posible contaminación por plomo

Conocer las posibles fuentes de plomo en su casa hace que sea más fácil manejar y evitar las exposiciones. Los niños son especialmente sensibles al plomo. Saber dónde juegan sus hijos podría ayudar a que los proteja contra la exposición. Su casa podría verse limpia, pero aun así podría tener plomo adentro. Los niños que jueguen en el piso pueden tragar o inhalar polvo y tierra que podría contener plomo. La exposición a este metal tóxico podría dañar gravemente la salud de los niños, aunque podrían no verse o actuar como si estuvieran enfermos.

## Identifique las posibles fuentes de plomo

- **Pintura a base de plomo en casas antiguas, especialmente las que se construyeron antes de 1978:** la pintura adentro y afuera de una casa o en los muebles puede desprenderse, descascararse y pulverizarse (polvo). Los niños pueden tragar o inhalar estas partículas de pintura.
- **Tierra y polvo que contienen plomo:** las fuentes ambientales de plomo provenientes de áreas urbanas o industriales, carreteras, sitios de minas antiguas, operaciones de fundición (actuales o anteriores) o sitios de desechos peligrosos pueden llevarse a casa en los zapatos, la ropa y las mascotas. Los niños pueden tragar o inhalar esta tierra y este polvo.
- **Agua potable:** el plomo puede estar en el agua potable proveniente de tuberías, grifos o soldaduras de un edificio (especialmente aquellos construidos antes de 1985), tuberías de servicios que contienen plomo o pozos privados.
- **Cerámicas esmaltadas con plomo importadas, golosinas de otro país y joyas:** estos artículos de otros países pueden contener plomo que podría ser dañino si se traga.
- **Productos retirados del mercado por contaminación con plomo:** algunos productos, como juguetes, han sido retirados del mercado por estar contaminados con plomo. Visite [fda.gov/safety/recalls-market-withdrawals-safety-alerts](https://www.fda.gov/safety/recalls-market-withdrawals-safety-alerts) para buscar productos que han sido retirados del mercado.



## Proteja a su familia al tomar las siguientes medidas sencillas

- **Haga una evaluación para detectar posible contaminación por plomo:**
  - Si vive en una casa construida antes de 1978, haga que se analice la pintura en busca de plomo.
  - Haga que se analice el polvo en su casa y el agua potable.
  - Hable con el departamento de salud local si necesita ayuda para encontrar recursos para analizar el polvo, el agua potable o la pintura en busca de plomo.
- **Mantenga las manos y los juguetes de su hijo limpios:**
  - Lave las manos de su hijo después de jugar afuera y antes de las comidas, las siestas y la hora de dormir.
  - Lave los juguetes, biberones y chupetes con frecuencia.
  - Enséñele a su hijo a no llevarse las manos sucias y los juguetes a la boca.



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- **Siga prácticas seguras en relación con el plomo:**

- Si su casa fue construida antes de 1978, haga arreglos y remodelaciones de forma segura.
  - Antes de pintar, arreglar o renovar, haga una capacitación para trabajar de forma segura en relación con el plomo para aprender cómo disminuir la cantidad de polvo con plomo que genera mientras realiza el trabajo.
  - Contrate a un profesional capacitado en prácticas de trabajo seguras en relación con el plomo.
- Si usted o un familiar trabaja o tiene un pasatiempo que involucra estar expuesto al plomo, cámbiense la ropa, sáquense los zapatos y dúchense de inmediato cuando lleguen a casa, o si el trabajo o pasatiempo se lleva a cabo en su casa, tomen precauciones similares.

- **Limpie su casa con frecuencia para eliminar el plomo arrastrado de fuentes exteriores:**

- Limpie su casa semanalmente para que haya la menor cantidad de polvo posible.
- Limpie los pisos, los marcos de las ventanas y las puertas, y los zócalos con agua y jabón.
- Use una aspiradora con un filtro de alta eficacia para partículas en el aire (HEPA, por sus siglas en inglés) para atrapar el polvo de plomo. Las aspiradoras que no tengan este filtro pueden dejar más plomo en el aire.

- **Use tapetes lavables en todas las puertas para ingresar a la casa:**

- Sáquense los zapatos en la puerta o asegúrense de que todos se limpien los pies antes de entrar.
- Lave los tapetes de la puerta y la casa, y los trapos para limpiar, con frecuencia; asegúrese de lavarlos separados de la ropa.

- **Coma alimentos saludables para disminuir el riesgo de exposición al plomo, y beba mucha agua limpia:**

- Consuma alimentos ricos en hierro
  - Carne roja magra, pescado, pollo, mariscos y vísceras (p. ej., hígado)
  - Cereales con alto contenido de hierro y semillas (semillas de calabaza, quinoa)
  - Frutas secas, como pasas de uva o ciruelas pasas
  - Espinaca y legumbres
- Consuma alimentos ricos en vitamina C
  - Fresas, kiwis, naranjas, jugo de naranja, toronjas (pomelos), jugo de toronja y grosellas negras
  - Tomates y jugo de tomate
  - Pimientos verdes, brócoli, coles de Bruselas, arvejas chinas y col rizada
- Consuma alimentos ricos en calcio
  - Leche, yogur, queso y otros productos lácteos
  - Verduras de hoja verde (espinaca, col rizada, ruibarbo, berza, etc.)
  - Legumbres (frijoles, lentejas, edamame, garbanzos, etc.)
  - Sardinias, salmón, etc.
- Algunos estudios sugieren que evitar alimentos con alto contenido de grasas como papas fritas, salchichas (*hot dogs*) y papitas en bolsa (*chips*) puede ayudar al cuerpo a absorber menos plomo.
- Solo use agua fría de la llave para beber, cocinar y preparar fórmula para bebés. El agua caliente de la llave tiene más probabilidades de contener plomo. Deje correr agua fría entre 30 y 60 segundos antes de usarla para eliminar las impurezas que podrían haberse filtrado de los materiales de las tuberías. Analice el agua potable en busca de plomo.



## ENLACES A OTROS RECURSOS:

- Manual de la Agencia de Protección Ambiental (EPA) de los Estados Unidos: Proteja a su familia contra el plomo en el hogar (<https://www.epa.gov/lead/proteja-su-familia-contr-el-plomo-en-el-hogar>)
- Sitio web de la EPA: Proteja a su familia contra las fuentes del plomo (<https://www.epa.gov/lead/protect-your-family-sources-lead>)
- Sitio web del Centro Nacional de Salud Ambiental de los CDC: Programa de Prevención de la Intoxicación por Plomo en la Niñez (<https://www.cdc.gov/nceh/lead/>)
- Recurso de los CDC sobre el plomo en el agua potable: [www.cdc.gov/nceh/lead/prevention/sources/water.htm](http://www.cdc.gov/nceh/lead/prevention/sources/water.htm)

## REFERENCIAS

1. Barltrop D, Khoo HE. 1975. The influence of nutritional factors in lead absorption. *Postgraduate Medical Journal*. 5(1):795–800.
2. Brown SL, Chaney RL, Hettiarachchi GM. 2016. Lead in urban soils: a real or perceived concern for urban agriculture? *Journal of Environmental Quality*. 45(1):26–36.
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Coloque el texto aquí:

# Cómo trabajar en el jardín de forma segura en tierra contaminada con plomo

Información para las comunidades cerca de sitios de desechos con posible contaminación por plomo

La exposición al plomo por comer frutas o verduras cultivadas en tierra que contiene plomo puede presentar un riesgo importante para la salud, especialmente para los niños. El plomo en la tierra y el polvo puede cubrir la superficie de las frutas o verduras, e incluso meterse en ellas. Proteja su salud e infórmese sobre cómo disminuir su riesgo de exposición al plomo con los siguientes consejos:

## SIGA BUENAS PRÁCTICAS DE JARDINERÍA

- Lávese las manos inmediatamente después de trabajar en el jardín.
- Dé preferencia al cultivo de árboles frutales (tomates, maíz, etc.).
- Mantenga el pH de la tierra en entre 6.5 y 7 para reducir la absorción de plomo de la planta.
- Mantenga la tierra húmeda y use barreras (como 2-4 pulgadas de mantillo [*mulch*]) sobre su jardín y alrededor de este para reducir la migración de la tierra y el polvo.
- Agregue materiales orgánicos (como musgo de turbera [*peat moss*] o estiércol) a la tierra. Estos adhieren el plomo en la tierra para que las verduras lo absorban menos.
- Use [plataformas elevadas](#) para cultivos en el jardín.



Coloque el texto aquí:

## LIMPIE SUS FRUTAS Y VERDURAS

- Lave y restriegue las frutas y verduras con un cepillo para ayudar a sacar los restos de tierra y polvo.
- Pele o sáqueles la cáscara a los tubérculos como zanahorias, papas, nabos y cebollas antes de comerlos.
- Descarte las hojas exteriores de las verduras de hoja verde (lechuga, repollo, coles de Bruselas, etc.).

## HÁGALE LA PRUEBA DE DETECCIÓN A SU HIJO

- La mayoría de los niños envenenados por plomo no se ven o actúan como si estuvieran enfermos.
- La mejor forma de saber si su hijo tiene envenenamiento por plomo es hacerle una prueba de sangre.
- A todos los niños inscritos en Medicaid se les debería hacer la prueba de detección de plomo a los 12 y 24 meses, o entre los 24 y 72 meses, si no se les ha hecho antes.
- A los niños que no estén inscritos en Medicaid se les debería hacer la prueba si están en riego de envenenamiento por plomo.
- Llame a su proveedor de atención médica o a su centro médico hoy para hacerle la prueba de detección a su hijo.

### ¿Está interesado en informarse más sobre buenas prácticas de jardinería?

¡Asista a un soilSHOP! [El Programa de Pruebas de Detección, Salud, Alcance y Colaboración Respecto a la Tierra \(soilSHOP\)](#) es un evento

comunitario que proporciona pruebas gratuitas de detección de plomo en la tierra y educación individual sobre la salud. Estos eventos lo ayudan a informarse sobre cómo prevenir exposiciones al plomo dañinas. Contacte al departamento de salud local o la oficina regional de la Agencia para Sustancias Tóxicas y el Registro de Enfermedades (ATSDR) para informarse sobre eventos cercanos a usted.



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# El embarazo y el plomo

Manténgase saludable durante el embarazo por el bien del bebé... y el suyo.

Información para las comunidades cerca de sitios de desechos con posible contaminación por plomo

## EL PLOMO PUEDE ENTRAR AL CUERPO DE MUCHAS MANERAS

Vivir cerca de un sitio con contaminación por plomo podría aumentar el riesgo de tragar o inhalar tierra o polvo que contenga este metal tóxico. Si está en estado de embarazo o planea estarlo, hable con su proveedor de atención médica sobre hacerse una prueba de sangre para la detección de plomo. El plomo en su sangre puede pasar al cuerpo del bebé y causarle problemas de salud.

## Tome estas medidas fáciles para disminuir su exposición al plomo y proteger a su bebé en gestación

### No deje que el plomo se meta en sus alimentos:

- Lávese las manos y limpie los mesones antes de preparar alimentos.
- Lávese las manos antes de comer o servir alimentos.
- Lave las verduras antes de cocinarlas o comerlas crudas.

### Cocine, sirva y almacene alimentos en recipientes libres de plomo:

- Evite usar cerámicas esmaltadas para cocinar, servir o almacenar alimentos, salvo que la etiqueta diga que no tienen plomo.
- No cocine, sirva ni almacene alimentos en cerámicas que contengan plomo.

### Coma alimentos que podrían ayudar al cuerpo a absorber menos plomo:

- Alimentos con alto contenido de hierro
  - Carne roja magra, pescado, pollo, mariscos y vísceras (p. ej., hígado)
  - Cereales con alto contenido de hierro y semillas (semillas de calabaza, quinoa)
  - Frutas secas, como pasas de uva o ciruelas pasas
  - Espinaca y legumbres
- Alimentos con alto contenido de calcio
  - Leche, yogur, queso y otros productos lácteos
  - Verduras de hoja verde (espinaca, col rizada, ruibarbo, berza, etc.)
  - Legumbres (frijoles, lentejas, edamame, garbanzos, etc.)
  - Sardinas, salmón, etc.
- Alimentos con alto contenido de vitamina C
  - Fresas, kiwis, naranjas, jugo de naranja, toronjas (pomelos), jugo de toronja y grosellas negras
  - Tomates y jugo de tomate
  - Pimientos verdes, brócoli, coles de Bruselas, arvejas chinas y col rizada



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## No deje que el plomo se meta en su agua:

- Solo use agua limpia fría de la llave para beber, cocinar y preparar fórmula para bebés.
- El agua caliente de la llave tiene más probabilidades de contener plomo.
- Deje correr agua fría entre 30 y 60 segundos antes de usarla para eliminar las impurezas que podrían haber ingresado al agua desde los materiales de las tuberías.
- Analice su agua en busca de plomo (para obtener más información, visite: <https://www.cdc.gov/nceh/lead/prevention/sources/water.htm>).

## Evite los productos que podrían contener plomo:

- A veces se encuentra plomo en ciertos alimentos y medicamentos tradicionales importados de otros países (para obtener más información, visite: <https://www.cdc.gov/nceh/lead/prevention/sources/foods-cosmetics-medicines.htm>).

Coloque el texto aquí:

## Limpie su casa semanalmente para que haya la menor cantidad de polvo posible:

- Limpie los pisos, los marcos de las ventanas y las puertas, y los zócalos con agua y jabón.
- Coloque tapetes lavables en todas las entradas de la casa. Lávelos separados de los demás artículos.
- Asegúrese de que la pintura en su casa se mantenga en buenas condiciones, sin desprenderse o pelarse.
- Límpiense los pies antes de entrar a la casa. Deje los zapatos en la puerta para que la tierra y el polvo que podrían contener plomo no sean arrastrados a la casa.

## Alt text for translation:

Foto: Un equipo de XRF es un instrumento portátil que tiene una pantalla computarizada que apunta al usuario para que lea los resultados de las muestras de tierra.

Foto: Operadores de XRF reciben muestras de tierra en bolsas transparentes.

Foto: Operadores colocan las bolsas con muestras en una superficie estable y plana.

Foto: Operadores colocan las bolsas con muestras en una superficie estable y plana.

Foto: Se muestra el resultado en la pantalla y los operadores lo registran según corresponda.