

Chapter 722

(House Bill 1011)

AN ACT concerning

Public Safety – Refrigerants – Limitations on Use

FOR the purpose of providing that, notwithstanding any other ~~provision of law, regulation, or requirement,~~ except for regulations issued by the Department of the Environment, no provision of the State building code or other law or regulation may prohibit or otherwise limit the use of a refrigerant ~~may not be prohibited or otherwise limited~~ if the refrigerant is designated as acceptable for use under federal listing requirements and any appliance containing the refrigerant meets federal safety standards and use conditions; and generally relating to the use of refrigerants in the State.

BY adding to

Article – Public Safety
 Section 12–706
 Annotated Code of Maryland
 (2022 Replacement Volume)

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

Article – Public Safety**12–706.**

(A) IN THIS SECTION, “APPLIANCE” MEANS ANY DEVICE THAT:

(1) CONTAINS AND USES A CLASS I OR CLASS II SUBSTANCE OR A SUBSTITUTE FOR A CLASS I OR CLASS II SUBSTANCE, AS DEFINED IN 42 U.S.C. 7671A, AS A REFRIGERANT; AND

(2) IS USED FOR A HOUSEHOLD OR COMMERCIAL PURPOSE, INCLUDING AN AIR CONDITIONER, A REFRIGERATOR, A CHILLER, OR A FREEZER.

(B) NOTWITHSTANDING ANY OTHER PROVISION OF LAW, REGULATION, OR REQUIREMENT IN THE STATE, EXCEPT FOR REGULATIONS ISSUED BY THE DEPARTMENT OF THE ENVIRONMENT, NO PROVISION OF THE STATE BUILDING CODE OR OTHER LAW OR REGULATION MAY PROHIBIT OR OTHERWISE LIMIT THE USE OF A REFRIGERANT ~~MAY NOT BE PROHIBITED OR OTHERWISE LIMITED~~ IF:

(1) THE REFRIGERANT IS DESIGNATED AS ACCEPTABLE FOR USE IN ACCORDANCE WITH 42 U.S.C. 7671K; AND

(2) ANY APPLIANCE CONTAINING THE REFRIGERANT DESIGNATED FOR ACCEPTABLE USE IS ~~LABELLED,~~ INSTALLED, ~~SERVICED,~~ ~~REPAIRED,~~ AND USED, ~~AND DISPOSED OF~~ IN ACCORDANCE WITH THE SAFETY STANDARDS AND USE CONDITIONS UNDER 42 U.S.C. 7671K.

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

Approved by the Governor, May 16, 2023.