

# HOUSE BILL 1164

C8, K3, M3  
HB 1055/07 – ENV

8lr2706

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By: **Delegates Oaks, Braveboy, Carter, Glenn, Holmes, and Rosenberg**

Introduced and read first time: February 8, 2008

Assigned to: Environmental Matters

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## A BILL ENTITLED

1 AN ACT concerning

2 **Workforce Development Pilot Program for Lead Abatement and Removal**

3 FOR the purpose of creating a Workforce Development Pilot Program for Lead  
4 Abatement and Removal; requiring the Department of Labor, Licensing, and  
5 Regulation to establish the Pilot Program in consultation with the Coalition to  
6 End Childhood Lead Poisoning and the Department of the Environment;  
7 requiring the Department of Labor, Licensing, and Regulation to adopt certain  
8 guidelines and policies to administer the Pilot Program; providing the purpose  
9 of the Pilot Program; requiring the Department of the Environment to provide  
10 certain technical assistance; providing for the funding for the Pilot Program;  
11 authorizing the Department of Labor, Licensing, and Regulation to accept  
12 certain moneys for the Pilot Program; requiring the Secretary of Labor,  
13 Licensing, and Regulation to submit a certain report by a certain date; defining  
14 certain terms; providing for the termination of this Act; and generally relating  
15 to the Workforce Development Pilot Program for Lead Abatement and Removal.

16 BY repealing and reenacting, with amendments,  
17 Article – Environment  
18 Section 6–1004  
19 Annotated Code of Maryland  
20 (2007 Replacement Volume and 2007 Supplement)

21 BY adding to  
22 Article – Labor and Employment  
23 Section 11–801 through 11–803 to be under the new subtitle “Subtitle 8.  
24 Workforce Development Pilot Program for Lead Abatement and Removal”  
25 Annotated Code of Maryland  
26 (1999 Replacement Volume and 2007 Supplement)

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

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EXPLANATION: CAPITALS INDICATE MATTER ADDED TO EXISTING LAW.

[Brackets] indicate matter deleted from existing law.



1 **Article – Environment**

2 6–1004.

3 (a) There is a Lead Accreditation Fund.

4 (b) (1) All fees collected under § 6–1003(d) and fines and penalties  
5 imposed under § 6–1005 of this subtitle shall be deposited in the Lead Accreditation  
6 Fund.

7 (2) The Department may apply for and accept any funds or grants  
8 from any federal, State, local, or private source for credit to the Fund that might assist  
9 with development, establishment, administration, and education and enforcement  
10 activities of the lead paint abatement services accreditation program under this  
11 subtitle.

12 (c) The Department shall use the Lead Accreditation Fund for:

13 (1) [activities] **ACTIVITIES** by the Department that are related to  
14 processing, monitoring and regulating the accreditation of lead paint abatement  
15 services, and for program development of these activities; **AND**

16 (2) **FUNDING FOR THE WORKFORCE DEVELOPMENT PILOT**  
17 **PROGRAM FOR LEAD ABATEMENT AND REMOVAL, ESTABLISHED UNDER §**  
18 **11–802 OF THE LABOR AND EMPLOYMENT ARTICLE.**

19 (d) (1) The Lead Accreditation Fund shall be a continuing, nonlapsing  
20 special fund, and is not subject to § 7–302 of the State Finance and Procurement  
21 Article.

22 (2) The State Treasurer shall hold and the State Comptroller shall  
23 account for the Accreditation Fund.

24 (3) The Accreditation Fund shall be invested and reinvested. Any  
25 investment earnings shall be paid into the Accreditation Fund.

26 **Article – Labor and Employment**

27 **SUBTITLE 8. WORKFORCE DEVELOPMENT PILOT PROGRAM FOR LEAD**  
28 **ABATEMENT AND REMOVAL.**

29 **11–801.**

30 (A) **IN THIS SUBTITLE THE FOLLOWING WORDS HAVE THE MEANINGS**  
31 **INDICATED.**

1           **(B) “COALITION” MEANS THE COALITION TO END CHILDHOOD LEAD**  
2 **POISONING, AN ORGANIZATION LOCATED IN BALTIMORE CITY.**

3           **(C) “PILOT PROGRAM” MEANS THE WORKFORCE DEVELOPMENT PILOT**  
4 **PROGRAM FOR LEAD ABATEMENT AND REMOVAL.**

5 **11-802.**

6           **(A) THERE IS A WORKFORCE DEVELOPMENT PILOT PROGRAM FOR**  
7 **LEAD ABATEMENT AND REMOVAL.**

8           **(B) ON OR BEFORE OCTOBER 1, 2008, THE DEPARTMENT, IN**  
9 **CONSULTATION WITH THE COALITION AND THE DEPARTMENT OF THE**  
10 **ENVIRONMENT, SHALL ESTABLISH THE PILOT PROGRAM.**

11           **(C) THE PURPOSE OF THE PILOT PROGRAM IS TO TRAIN AND CERTIFY**  
12 **PARTICIPANTS AS LEAD SUPERVISORS, PROJECT DESIGNERS, AND DEMOLITION**  
13 **WORKERS FOR EMPLOYMENT IN AREAS OF HIGH RISK OF LEAD HAZARDS IN THE**  
14 **STATE CONDUCTING LEAD HAZARD CONTROL, ENVIRONMENTAL- AND**  
15 **HEALTH-BASED RENOVATIONS, AND LEAD-SAFE DEMOLITION.**

16           **(D) THE PILOT PROGRAM ESTABLISHED UNDER THIS SUBTITLE SHALL:**

17                   **(1) REMAIN ACTIVE FOR 3 YEARS; AND**

18                   **(2) TERMINATE ON JUNE 30, 2011.**

19 **11-803.**

20           **(A) THE PILOT PROGRAM ESTABLISHED UNDER THIS SUBTITLE SHALL:**

21                   **(1) PROVIDE A 90-DAY TRAINING PROGRAM THAT PROVIDES**  
22 **CERTIFICATION AS:**

23                           **(I) LEAD SUPERVISORS;**

24                           **(II) PROJECT DESIGNERS; AND**

25                           **(III) DEMOLITION WORKERS; AND**

26                   **(2) ENROLL 50 PEOPLE FOR THE YEAR IN BALTIMORE CITY, 15 IN**  
27 **PRINCE GEORGE’S COUNTY, AND 15 IN DORCHESTER AND WICOMICO**  
28 **COUNTIES.**

1           **(B) THE DEPARTMENT, IN CONSULTATION WITH THE COALITION AND**  
2 **THE DEPARTMENT OF THE ENVIRONMENT, SHALL ADOPT GUIDELINES AND**  
3 **POLICIES TO ESTABLISH AND CARRY OUT THE PURPOSE OF THE PILOT**  
4 **PROGRAM.**

5           **(C) THE GUIDELINES UNDER SUBSECTION (B) OF THIS SECTION SHALL:**

6                   **(1) PROVIDE TRAINING METHODS FOR EMPLOYEES IN LEAD**  
7 **ABATEMENT AND REMOVAL;**

8                   **(2) ENSURE THE TRAINING METHODS MEET THE ACCREDITATION**  
9 **REQUIREMENTS UNDER TITLE 6, SUBTITLE 8 OF THE ENVIRONMENT ARTICLE**  
10 **AND COMAR 26.16.01;**

11                   **(3) PROVIDE STRATEGIES FOR A PUBLIC AWARENESS AND**  
12 **OUTREACH CAMPAIGN TO ATTRACT POTENTIAL EMPLOYEES;**

13                   **(4) DEVELOP AN APPRENTICE PROGRAM TO HELP MENTOR**  
14 **FUTURE LEAD ABATEMENT AND REMOVAL WORKERS; AND**

15                   **(5) DEVELOP AN EVALUATION PROCESS FOR THE PILOT**  
16 **PROGRAM THAT INCLUDES A MECHANISM TO EVALUATE THE EFFECTIVENESS**  
17 **OF THE PROGRAM IN TERMS OF HELPING TO INCREASE THE NUMBER OF**  
18 **WORKERS IN LEAD ABATEMENT AND REMOVAL.**

19           **(D) THE DEPARTMENT OF THE ENVIRONMENT SHALL PROVIDE**  
20 **TECHNICAL AND PROFESSIONAL ASSISTANCE, WHICH THE DEPARTMENT**  
21 **DETERMINES TO BE NECESSARY IN COOPERATION WITH THE COALITION, FOR**  
22 **THE TRAINING SESSIONS IN THE PILOT PROGRAM.**

23           **(E) (1) THE PILOT PROGRAM SHALL BE FUNDED FROM THE LEAD**  
24 **ACCREDITATION FUND UNDER § 6-1004 OF THE ENVIRONMENT ARTICLE.**

25                   **(2) THE DEPARTMENT MAY ACCEPT FUNDS FOR THE PILOT**  
26 **PROGRAM FROM PRIVATE GIFTS AND DONATIONS FROM INDIVIDUALS, PRIVATE**  
27 **ORGANIZATIONS, OR FOUNDATIONS.**

28           SECTION 2. AND BE IT FURTHER ENACTED, That, on or before March 1,  
29 2011, the Secretary of Labor, Licensing, and Regulation shall submit a report on the  
30 results of the Pilot Program to the General Assembly, in accordance with § 2-1246 of  
31 the State Government Article.

1           SECTION 3. AND BE IT FURTHER ENACTED, That this Act shall take effect  
2 July 1, 2008. It shall remain effective for a period of 3 years and, at the end of June 30,  
3 2011, with no further action required by the General Assembly, this Act shall be  
4 abrogated and of no further force and effect.