

# SENATE BILL 741

E4, M3

(3lr2827)

## ENROLLED BILL

— *Education, Energy, and the Environment/Economic Matters* —

Introduced by **Senator Jackson**

Read and Examined by Proofreaders:

\_\_\_\_\_  
Proofreader.

\_\_\_\_\_  
Proofreader.

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

\_\_\_\_\_ day of \_\_\_\_\_ at \_\_\_\_\_ o'clock, \_\_\_\_\_ M.

\_\_\_\_\_  
President.

## CHAPTER \_\_\_\_\_

1 AN ACT concerning

2 **Public Safety – Refrigerants – Limitations on Use**

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

10 BY adding to  
11 Article – Public Safety  
12 Section 12–706  
13 Annotated Code of Maryland  
14 (2022 Replacement Volume)

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### EXPLANATION: CAPITALS INDICATE MATTER ADDED TO EXISTING LAW.

[Brackets] indicate matter deleted from existing law.

Underlining indicates amendments to bill.

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

*Italics indicate opposite chamber/conference committee amendments.*



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

3 Article – Public Safety

4 12-706.

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

6 (1) CONTAINS AND USES A CLASS I OR CLASS II SUBSTANCE, OR A  
7 SUBSTITUTE FOR A CLASS I OR CLASS II SUBSTANCE, AS DEFINED IN 42 U.S.C.  
8 7671A, AS A REFRIGERANT; AND

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

11 (B) NOTWITHSTANDING ANY OTHER PROVISION OF LAW, REGULATION, OR  
12 REQUIREMENT IN THE STATE AND EXCEPT AS PROVIDED IN SUBSECTION (C) OF THIS  
13 SECTION, EXCEPT FOR REGULATIONS ISSUED BY THE DEPARTMENT OF THE  
14 ENVIRONMENT, NO PROVISION OF THE STATE BUILDING CODE OR OTHER LAW OR  
15 REGULATION MAY PROHIBIT OR OTHERWISE LIMIT THE USE OF A REFRIGERANT MAY  
16 NOT BE PROHIBITED OR OTHERWISE LIMITED BY A BUILDING CODE OR OTHER  
17 REGULATION IN THE STATE IF:

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

20 (2) ANY APPLIANCE CONTAINING THE REFRIGERANT DESIGNATED  
21 FOR ACCEPTABLE USE IS LABELED, INSTALLED, SERVICED, REPAIRED, USED, AND  
22 DISPOSED OF INSTALLED AND USED IN ACCORDANCE WITH THE SAFETY STANDARDS  
23 AND USE CONDITIONS UNDER 42 U.S.C. 7671k.

24 ~~(C) THIS SECTION DOES NOT PROHIBIT THE DEPARTMENT OF THE~~  
25 ~~ENVIRONMENT FROM ADOPTING REGULATIONS THAT PROHIBIT THE USE OF A~~  
26 ~~REFRIGERANT.~~

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