



Lead Poisoning Prevention Program

LEAD POISONING PREVENTION COMMISSION OVERVIEW

The Lead Poisoning Prevention Commission, established under Environment Article 6, Subtitle 8, advises the Department of the Environment, the Legislature, and the Governor regarding lead poisoning prevention in Maryland.

COMMISSION MEMBERSHIP

The Commission consists of 19 members. Of the 19 members:

- (i) One shall be a member of the Senate of Maryland, appointed by the President of the Senate;
- (ii) One shall be a member of the Maryland House of Delegates, appointed by the Speaker of the House; and
- (iii) 17 shall be appointed by the Governor as follows:
 1. The Secretary or the Secretary's designee;
 2. The Secretary of Health and Mental Hygiene or the Secretary's designee;
 3. The Secretary of Housing and Community Development or the Secretary's designee;
 4. The Maryland Insurance Commissioner or the Commissioner's designee;
 5. The Director of the Early Childhood Development Division, State Department of Education, or the Director's designee;
 6. A representative of local government;
 7. A representative from an insurer that offers premises liability coverage in the State;
 8. A representative of a financial institution that makes loans secured by a rental property;
 9. A representative of owners of rental property located in Baltimore City built before 1950;
 10. A representative of owners of rental property located outside Baltimore City built before 1950;
 11. A representative of owners of rental property built after 1949;
 12. A representative of child health or youth advocacy group;
 13. A health care provider;
 14. A child advocate;



15. A parent of a lead poisoned child;
16. A lead hazard identification professional; and
17. A representative of child care providers.

In appointing members to the Commission, the Governor shall give due consideration to appointing members representing geographically diverse jurisdictions across the State.

The term of a member appointed by the Governor is 4 years. A member appointed by the President and Speaker serves at the pleasure of the appointing officer. The terms of members are staggered as required by the terms provided for the members of the Commission on October 1, 1994. At the end of a term, a member continues to serve until a successor is appointed and qualified. A member who is appointed after a term has begun serves only the remainder of the term and until a successor is appointed and qualifies. (1994, ch.114, § 1; 1995, ch. 3, § 1; 2001, ch. 707; 2006, ch.44.)

COMMISSION RESPONSIBILITIES

1. The Commission shall study and collect information on:
 - The effectiveness of legislation and regulations protecting children from lead poisoning and lessening risks to responsible property owners;
 - The effectiveness of the full and modified lead risk reduction standards, including recommendations for changes;
 - Availability and adequacy of third-party insurance covering lead liability, including lead hazard exclusion and coverage for qualified offers;
 - The ability of state and local officials to respond to lead poisoning cases;
 - The availability of affordable housing;
 - The adequacy of the qualified offer caps;
 - The need to expand the scope of this subtitle to other property serving persons at risk, including child care centers, family day care homes, and preschool facilities.
2. The Commission may appoint subcommittees to study subjects relating to lead and lead poisoning.
3. The Commission shall give consultation to the Department in developing regulations to implement Environment Article 26.16 (House Bill 760).
4. The Commission will prepare or participate in the preparation of the following reports:



- Assist MDE and HCD to study and report on methods for pooling insurance risks, with recommendations for legislation as appropriate by January 1, 1995;
- Develop recommendations in consultation with the Department of Housing and Community Development (HCD) by January 1, 1996, for a financial incentive or assistance program for window replacement in affected properties;
- Provide an annual review of the implementation and operation of the Lead Poisoning Prevention Program under HB 760, beginning January 1, 1996.

COMMISSION MEETINGS

Frequency, times and places. - The Commission shall meet at least quarterly at the times and places it determines.

Chairman. – From among the members, the Governor shall appoint the Chairman of the Commission.

Quorum. – A majority of the members then serving on the Commission constitutes a quorum.

The Commission may act upon a majority vote of the quorum.

Compensation; expenses. A member of the Commission:

- (1) May not receive compensation; but
- (2) Is entitled to reimbursement from the Fund for reasonable travel expenses related to attending meetings and other Commission events in accordance with the Standard State Travel Regulations. (1994, ch. 114, § 1.)

