

MAINE STATE LEGISLATURE

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124th MAINE LEGISLATURE

FIRST REGULAR SESSION-2009

Legislative Document

No. 943

H.P. 646

House of Representatives, March 10, 2009

An Act To Reduce Lung Cancer Rates in Maine

Reference to the Committee on Legal and Veterans Affairs suggested and ordered printed.

Millicent M. MacFarland
MILLICENT M. MacFARLAND
Clerk

Presented by Representative MARTIN of Orono.
Cosponsored by Senator PERRY of Penobscot and
Representatives: EVES of North Berwick, GOODE of Bangor, HUNT of Buxton, SMITH of
Monmouth, WRIGHT of Berwick, Senator: RECTOR of Knox.

1 Be it enacted by the People of the State of Maine as follows:

2 Sec. 1. 14 MRSA §6030-D is enacted to read:

3 §6030-D. Radon testing

4 1. Testing. Every 5 years a landlord or other lessor of a residential building shall
5 test the air of the residential building for radon. If a residential building required to be
6 tested for radon under this subsection is not connected to a public water system, the
7 landlord or lessor of the residential building must test the air and the water of the
8 residential building for radon.

9 2. Notification. If a test conducted under subsection 1 reveals a level of radon
10 hazardous to human health, the landlord or lessor of the residential building shall give
11 notice to every residence in the residential building of the presence of and risk associated
12 with radon gas. Notice under this subsection must be given by posting a sign on the
13 residential building's exterior doors and sent by certified mail to every unit in the
14 residential building. A sign placed on an exterior entry door of a residential building
15 under this subsection must remain until the level of radon in the residential building is
16 reduced to a level not hazardous to human health under subsection 3.

17 3. Mitigation. A landlord or other lessor of a residential building that is subject to a
18 test that reveals a level of radon hazardous to human health must immediately mitigate
19 the level of radon in the residential building until it is reduced to a level not hazardous to
20 human health.

21 4. Penalty. A person who violates this section commits a civil violation for which a
22 fine of up to \$500 per violation may be assessed. This section is enforceable in either
23 District Court or Superior Court.

24 SUMMARY

25 This bill requires a landlord or lessor of a residential building to test the residential
26 building for radon every 5 years. If an unhealthy level of radon is detected, the landlord
27 or lessor must notify the residents by posting a sign on the exterior entry doors of the
28 residential building and sending certified letters to every unit and must mitigate the radon
29 gas until it is reduced to a level not hazardous to human health. A violation is subject to a
30 fine of up to \$500.