

(2) ISSUES OR ISSUES FOR DELIVERY IN THE STATE THIRD PARTY BODILY INJURY LIABILITY INSURANCE UNDER:

- (I) HOMEOWNERS' COVERAGE;
- (II) OWNERS', LANDLORDS', AND TENANTS' COVERAGE; OR
- (III) OTHER PREMISES LIABILITY COVERAGE; AND

(3) IS SUBJECT TO REGULATION BY THE MARYLAND INSURANCE ADMINISTRATION.

(E) (1) "DEPARTMENT" MEANS THE DEPARTMENT OF THE ENVIRONMENT.

(2) "DEPARTMENT" INCLUDES A DESIGNEE OF THE SECRETARY OF THE ENVIRONMENT.

(F) "OWNER" HAS THE MEANING STATED IN § 6-801(O) OF THE ENVIRONMENT ARTICLE.

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(A) NOTWITHSTANDING SUBSECTION (F) OF THIS SECTION, UPON THE INCEPTION OR RENEWAL OF A POLICY, AN INSURER MAY PROVIDE FOR A LEAD HAZARD EXCLUSION WITH RESPECT TO A POLICY OF INSURANCE COVERING AN AFFECTED PROPERTY.

(B) A LEAD HAZARD EXCLUSION CONTAINED IN A CONTRACT OF INSURANCE ISSUED OR RENEWED ON OR AFTER JANUARY 1, 1995 SHALL BE WAIVED WITH RESPECT TO AN AFFECTED PROPERTY WHICH IS COVERED UNDER THE POLICY, ~~AND WHICH IS IN COMPLIANCE WITH THE PROVISIONS OF PARTS III AND IV OF TITLE 6, SUBTITLE 8 OF THE ENVIRONMENT ARTICLE,~~ TO THE EXTENT OF A QUALIFIED OFFER MADE OR TO BE MADE UNDER PART V OF TITLE 6, SUBTITLE 8 OF THE ENVIRONMENT ARTICLE, IF:

(1) THE AFFECTED PROPERTY IS IN COMPLIANCE WITH THE PROVISIONS OF PART III OF TITLE 6, SUBTITLE 8 OF THE ENVIRONMENT ARTICLE;

(2) WITHOUT REGARD TO WHETHER A CHANGE IN OCCUPANCY HAS OCCURRED, AND AT THE ELECTION OF THE INSURED, THE AFFECTED PROPERTY:

(I) PASSES THE TEST FOR LEAD-CONTAMINATED DUST UNDER § 6-816 OF THE ENVIRONMENT ARTICLE; OR

(II) HAS UNDERGONE THE LEAD HAZARD REDUCTION TREATMENTS AND COMPLIES WITH THE RISK REDUCTION STANDARDS UNDER § 6-815(A)(2) OF THE ENVIRONMENT ARTICLE; AND

(3) THE INSURED SUBMITS TO THE AUTHORIZED INSURER A CURRENT VERIFIED REPORT OF AN ACCREDITED INSPECTOR UNDER § 6-818 OF THE ENVIRONMENT ARTICLE CERTIFYING THAT THE AFFECTED PROPERTY COMPLIES WITH THE STANDARDS SET FORTH IN PARAGRAPH (2) OF THIS SUBSECTION.