

Expedited Bill No. 30-25
Concerning: Noise Control – Leaf
Removal Equipment – Enforcement
Procedures
Revised: 9/22/2025 Draft No. 1
Introduced: September 30, 2025
Enacted: November 18, 2025
Executive: _____
Effective: _____
Sunset Date: _____
Ch. [#], Laws of Mont. Co. [year]

COUNTY COUNCIL FOR MONTGOMERY COUNTY, MARYLAND

Lead Sponsors: Councilmember Glass, Council President Stewart, and
Councilmembers Balcombe and Albornoz
Co-Sponsors: Councilmembers Luedtke, Katz, Sayles, Fani-González, and Friedson

AN EXPEDITED ACT to:

- (1) modify enforcement procedures by repealing the requirement for photographic evidence in complaints of gas-powered leaf blower use;
- (2) clarify that a single complaint may initiate enforcement of the gas-powered leaf blower ban; and
- (3) generally, amend the law regarding noise control.

By amending

Montgomery County Code
Chapter 31B, Noise Control
Sections 31B-2, 31B-9, and 31B-12

Boldface	<i>Heading or defined term.</i>
<u>Underlining</u>	<i>Added to existing law by original bill.</i>
[Single boldface brackets]	<i>Deleted from existing law by original bill.</i>
<u>Double underlining</u>	<i>Added by amendment.</i>
[[Double boldface brackets]]	<i>Deleted from existing law or the bill by amendment.</i>
* * *	<i>Existing law unaffected by bill.</i>

The County Council for Montgomery County, Maryland approves the following Act:

Sec. 1. Sections 31B-2, 31B-9, and 31B-12 are amended as follows:

31B-2. Definitions.

* * *

Leaf blower means any portable device designed or intended to blow, vacuum, or move leaves or any other type of unattached debris or material by generating a concentrated stream of air. [Leafblower] Leaf blower includes devices or machines that accept vacuum attachments.

* * *

31B-9. Leaf removal equipment.

- (a) Except as provided in this section, a person must not sell, buy, offer for sale, or use a [leafblower] leaf blower at any time that has an average sound level exceeding 70 dBA at a distance of 50 feet. This requirement is in addition to any other noise level or noise disturbance standard that applies under this Chapter.
- (b) An individual who owns or occupies a residence in a residential noise area may use at the individual's residence a [leafblower] leaf blower bought or manufactured before July 1, 1990, until July 1, 1998, even if it exceeds the standard in subsection (a). After July 1, 1998, a person must not use any [leafblower] leaf blower that violates the standard in subsection (a).
- (c) The Department must apply the standard in subsection (a) in accordance with the most current [leaf-blower] leaf blower testing standard of the American National Standards Institute (ANSI).
- (d) The Department may inspect, and [on] at its request a person must produce, any [leafblower] leaf blower that is sold, offered for sale, or used in the County, to determine whether the [leafblower] leaf blower complies with this section. A person who relies in good faith on a

manufacturer's written representation of the sound level of a [leafblower] leaf blower that has not been modified is not subject to a penalty for violating this section.

(e) *Sale of combustion leaf removal equipment – prohibited.* A person must not sell or offer for sale a combustion engine-powered handheld, backpack, or walk-behind leaf blower or leaf vacuum.

(f) *Use of combustion leaf removal equipment – prohibited.* A person must not use a combustion engine-powered handheld, backpack, or walk-behind leaf blower or leaf vacuum.

* * *

(j) Complaint and enforcement procedures. An enforcement officer may issue a civil citation under this Section if: [the Director receives a complaint of a noise disturbance supported by photographic evidence of a violation of subsection (f).]

(1) the Director receives a complaint from at least one witness of a noise disturbance in violation of subsection (f); and

(2) the complaint was received by the Director within 7 days of the alleged violation.

31B-12. Enforcement and penalties.

* * *

(f) Except as provided in Section 31B-9(j), an enforcement officer may issue a civil citation for any violation of this Chapter if the enforcement officer:

(1) witnesses the violation; or

(2) receives complaints from at least 2 witnesses of a noise disturbance. Complaints by 2 witnesses are required to issue a citation under paragraph (2), but are not required to prove that a person violated this Chapter.

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Sec. 2. Expedited Effective Date. The Council declares that this legislation is

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necessary for the immediate protection of the public interest. This Act takes effect on

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the date on which it becomes law.

Approved:



Kate Stewart, President, County Council

November 18, 2025

Date

Approved:

Marc Elrich, County Executive

Date

This is a correct copy of Council action.

Sara R. Tenenbaum, Clerk of the Council

Date