

A017 - 0809

10 **AN ACT CONCERNING**

20 The freedom to remain healthy in Maryland.

30 FOR the purpose of protecting Marylanders from unwanted exposure to toxins and carcinogens.

40 BY repealing, and reenacting, with amendments,
50 Article – Health – General
60 § 24-505

90 SECTION 1. BE IT ENACTED BY THE MARYLAND STUDENT LEGISLATURE, That the Laws of
100 Maryland read as follows:

110 **§ 24-505 Scope**

110 This subtitle does not apply to:

120 (1) Private homes, residences, including residences used as a business or place of employment
130 PROVIDED THAT:

140 (i) THE HOME OR RESIDENCE HAS AN INDEPENDENT VENTILATION SYSTEM, AND

150 (ii) THE HOME OR RESIDENCE IS NOT ~~unless~~ being used by a person who is licensed or
160 registered under Subtitle 5 of the Family Law Article to provide day care or child care, ~~and~~

170 (2) Private vehicles, unless being used for the public transportation of children, or as part of health care or
180 day care transportation;

190 ~~(2) A hotel or motel room rented to one or more guests as long as the total percent of hotel or motel rooms
200 being so used does not exceed 25%;~~

210 (3) A retail tobacco business that is a sole proprietorship, limited liability company, corporation,
220 partnership, or other enterprise, in which:

230 (i) The primary activity is the retail sale of tobacco products and accessories; and

240 (ii) The sale of other products is incidental;

250 (4) Any facility of a manufacturer, importer, wholesaler, or distributor of tobacco products or of any
260 tobacco leaf dealer or processor in which employees of the manufacturer, importer, wholesaler, distributor,
270 or processor work or congregate; or

280 (5) A research or educational laboratory for the purpose of conducting scientific research into the health
290 effects of tobacco smoke.

300 SECTION 2. AND BE IT FURTHER ENACTED, That this Act shall take effect upon passage.

310 **MANDATES:**

320 Martin O’Malley, Governor of Maryland
330 Anthony G. Brown, Lieutenant Governor of Maryland
340 Thomas V. Mike Miller, President of the Senate
350 Michael E. Busch, Speaker of the House of Delegates

Sponsor:

Scott Thomas Besore, Delegation Secretary, Salisbury University