

AGENDA ITEM #10  
June 29, 2010

**Introduction**

**MEMORANDUM**

June 25, 2010

TO: County Council

FROM: Amanda M. Mihill, Legislative Analyst *AMihill*

SUBJECT: **Introduction:** Resolution to amend Resolution #16-1194, Board of Health Regulation requiring certain eating and drinking establishments to post certain nutrition information on menu boards and menus

A resolution to amend Resolution #16-1194, Board of Health Regulation requiring certain eating and drinking establishments to post certain nutrition information on menu boards and menus, sponsored by the Health and Human Services Committee, is scheduled to be introduced on June 29, 2010. A public hearing is tentatively scheduled for July 20 at 1:30 p.m.

The resolution would amend the Board of Health Regulation requiring nutrition labeling in certain eating and drinking establishments to establish an implementation schedule for establishments to post the required information on menu boards and menus. This resolution would implement the schedule recommended by the Executive and agreed to by the HHS Committee.

Resolution No.: \_\_\_\_\_  
Introduced: \_\_\_\_\_  
Adopted: \_\_\_\_\_

**COUNTY COUNCIL  
FOR MONTGOMERY COUNTY, MARYLAND  
SITTING AS THE MONTGOMERY COUNTY BOARD OF HEALTH**

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By: Health and Human Services Committee

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**SUBJECT:** Resolution to amend Resolution #16-1194, Board of Health Regulation requiring certain eating and drinking establishments to post certain nutrition information on menu boards and menus.

**Background**

1. County Code §2-65, as amended effective August 10, 2000, provides that the County Council is, and may act as, the County Board of Health, and in that capacity may adopt any regulation which a local Board of Health is authorized to adopt under state law.
2. Maryland Code Health-General Article §3-202(d) authorizes the County Board of Health to adopt rules and regulations regarding any nuisance or cause of disease in the County.
3. On November 17, 2009, the Council adopted Resolution 16-1194, which approved a Board of Health Regulation Requiring Certain Eating and Drinking Establishments to Post Certain Nutrition Information on Menu Boards and Menus.
4. On {date}, the County Council held a public hearing on this regulation. As required by law, each municipality in the County and the public were properly notified of this hearing.
5. The County Council, sitting as the Board of Health, finds after hearing the testimony and other evidence in the record of the public hearing that establishing an implementation schedule for eating and drinking establishments to post certain nutrition information on menu boards and menus is necessary to protect the health of County patrons.

**Action**

The County Council for Montgomery County, Maryland, sitting as the County Board of Health, amends Resolution #16-1194, Board of Health Regulation Requiring Certain Eating and Drinking Establishments to Post Certain Nutrition Information on Menu Boards and Menus, as follows:

