

Bill No. 23-00  
Concerning: Tobacco Products -  
Placement  
Revised: 10-30-00 Draft No. 3  
Introduced: July 18, 2000  
Enacted: November 14, 2000  
Executive: November 20, 2000  
Effective: February 19, 2001  
Sunset Date: None  
Ch. 31, Laws of Mont. Co. 2000

## COUNTY COUNCIL FOR MONTGOMERY COUNTY, MARYLAND

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By: Council Vice-President Ewing and Councilmembers Andrews, Leggett, Berlage, and Praisner

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**AN ACT** to:

- (1) restrict the accessibility of certain tobacco products in retail settings, and require retail sellers of those products to take certain actions; and
- (2) generally amend County laws regarding the ~~[[sale and]]~~ display for sale of certain tobacco products.

By adding

Montgomery County Code  
Chapter 24, Health  
Section 24-9D, Tobacco Products - Placement

<b>Boldface</b>	<i>Heading or defined term.</i>
<u>Underlining</u>	<i>Added to existing law by original bill.</i>
<del>[Single boldface brackets]</del>	<i>Deleted from existing law by original bill.</i>
<u>Double underlining</u>	<i>Added by amendment.</i>
<del>[[Double boldface brackets]]</del>	<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. Chapter 24 is amended by adding Section 24-9D:**

**24-9D. Tobacco Products - Placement.**

(a) A retail seller of any tobacco product must not display or store the product in any place that is accessible to buyers of the product without the intervention of the seller or an employee of the seller.

(b) Tobacco product means any substance containing tobacco, including cigarettes, cigars, smoking tobacco, snuff, or smokeless tobacco.

(c) This Section does not apply to:

(1) the sale of any tobacco product from a vending machine that complies with all requirements of state law; and

(2) any store where only or primarily tobacco products are sold.

(d) The [[Health and Human Services Department, the Board of License Commissioners, and any other agency designated by the]] County Executive must designate by Executive order one or more County departments or agencies to enforce this Section.

*Approved:*

/S/

11/16/00

Michael L. Subin, President, County Council

Date

*Approved:*

/S/

11/20/00

Douglas M. Duncan, County Executive

Date

*This is a correct copy of Council action.*

/S/

11/21/00

Mary A. Edgar, CMC, Clerk of the Council

Date