COUNTY COUNCIL
FOR MONTGOMERY COUNTY, MARYLAND

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

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

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:

Michael L. Subin, President, County Council

Approved:

Douglas N. Duncan, County Executive

This is a correct copy of Council action.

Mary A. Edgar, Clerk of the Council