

---

By: **Delegates Barve, Gordon, and Kagan**  
Introduced and read first time: February 11, 2000  
Assigned to: Environmental Matters

---

A BILL ENTITLED

1 AN ACT concerning

2                                   **Sale, Offer for Sale, Manufacture, and Distribution of Flavored,**  
3                                   **Tobacco-Based Cigarettes**

4 FOR the purpose of prohibiting the sale, offer for sale, manufacture, or distribution of  
5 flavored, tobacco-based cigarettes in the State; defining a term; making a  
6 violation of this Act a misdemeanor; and providing a penalty for each violation of  
7 this Act.

8 BY repealing  
9 Article 27 - Crimes and Punishments  
10 The subheading designation "Fire Protection" immediately preceding the former  
11 Section 157  
12 Annotated Code of Maryland  
13 (1996 Replacement Volume and 1999 Supplement)

14 BY adding to  
15 Article 27 - Crimes and Punishments  
16 Section 157 to be under the new subheading "Flavored, Tobacco-Based  
17 Cigarettes"  
18 Annotated Code of Maryland  
19 (1996 Replacement Volume and 1999 Supplement)

20 SECTION 1. BE IT ENACTED BY THE GENERAL ASSEMBLY OF  
21 MARYLAND, That the subheading designation "Fire Protection" immediately  
22 preceding the former Section 157 of Article 27 - Crimes and Punishments of the  
23 Annotated Code of Maryland be repealed.

24 SECTION 2. AND BE IT FURTHER ENACTED, That the Laws of Maryland  
25 read as follows:

1

Article 27 - Crimes and Punishments

2

FLAVORED, TOBACCO-BASED CIGARETTES

3 157.

4 (A) (1) IN THIS SECTION, "FLAVORED, TOBACCO-BASED CIGARETTE"  
5 INCLUDES A CIGARETTE KNOWN AS A "BIDI".

6 (2) "FLAVORED, TOBACCO-BASED CIGARETTE" DOES NOT INCLUDE A  
7 CIGARETTE USING A MENTHOLATED FILTER.

8 (B) A PERSON MAY NOT SELL, OFFER FOR SALE, MANUFACTURE, OR  
9 DISTRIBUTE A FLAVORED, TOBACCO-BASED CIGARETTE IN THIS STATE.

10 (C) A PERSON WHO VIOLATES SUBSECTION (B) OF THIS SECTION IS GUILTY OF  
11 A MISDEMEANOR AND ON CONVICTION IS SUBJECT TO A FINE OF \$500 FOR EACH  
12 FLAVORED, TOBACCO-BASED CIGARETTE SOLD, OFFERED FOR SALE,  
13 MANUFACTURED, OR DISTRIBUTED.

14 SECTION 3. AND BE IT FURTHER ENACTED, That this Act shall take effect  
15 October 1, 2000.