

# HOUSE BILL 405

M3, C2

4lr0552

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By: **Delegates Cardin, Arora, Burns, Nathan-Pulliam, B. Robinson, and M. Washington**

Introduced and read first time: January 24, 2014

Assigned to: Economic Matters

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## A BILL ENTITLED

1 AN ACT concerning

2 **Environment – Sales of Nonbiodegradable Cigarettes – Prohibited**

3 FOR the purpose of prohibiting a person from offering for sale or selling a cigarette in  
4 the State unless the cigarette, including the filter, is biodegradable; establishing  
5 a certain penalty for a violation of this Act; authorizing the Attorney General to  
6 bring an action to enjoin an act in violation of this Act and to recover certain  
7 civil penalties; providing for a delayed effective date; and generally relating to  
8 prohibiting the sale of nonbiodegradable cigarettes.

9 BY adding to

10 Article – Environment

11 Section 6–1501 to be under the new subtitle “Subtitle 15. Biodegradable  
12 Cigarettes”

13 Annotated Code of Maryland

14 (2013 Replacement Volume)

15 SECTION 1. BE IT ENACTED BY THE GENERAL ASSEMBLY OF  
16 MARYLAND, That the Laws of Maryland read as follows:

17 **Article – Environment**

18 **SUBTITLE 15. BIODEGRADABLE CIGARETTES.**

19 **6–1501.**

20 **(A) A PERSON MAY NOT OFFER FOR SALE OR SELL A CIGARETTE IN THE**  
21 **STATE UNLESS THE CIGARETTE, INCLUDING THE FILTER, IS BIODEGRADABLE.**

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EXPLANATION: CAPITALS INDICATE MATTER ADDED TO EXISTING LAW.

[Brackets] indicate matter deleted from existing law.



1           **(B) A PERSON THAT VIOLATES THIS SECTION IS SUBJECT TO A CIVIL**  
2 **PENALTY NOT EXCEEDING \$200 FOR EACH PACKAGE OF CIGARETTES SOLD OR**  
3 **OFFERED FOR SALE IN VIOLATION OF THIS SECTION.**

4           **(C) THE ATTORNEY GENERAL MAY BRING AN ACTION TO ENJOIN AN**  
5 **ACT IN VIOLATION OF THIS SECTION AND TO RECOVER CIVIL PENALTIES**  
6 **AUTHORIZED UNDER SUBSECTION (B) OF THIS SECTION.**

7           SECTION 2. AND BE IT FURTHER ENACTED, That this Act shall take effect  
8 January 1, 2015.