

Department of Legislative Services
Maryland General Assembly
2014 Session

FISCAL AND POLICY NOTE
Revised

House Bill 1334

(Prince George's County Delegation and Montgomery
County Delegation)

Economic Matters

Finance

Maryland-National Capital Park and Planning Commission - Regulations to
Prohibit Smoking
PG/MC 112-14

This bill requires the Maryland-National Capital Park and Planning Commission (M-NCPPC) to adopt regulations to prohibit the smoking of a cigarette, cigar, or any other tobacco product on property under its jurisdiction, subject to specified exemptions.

The regulations may (1) exempt any commission employee who is entitled to smoke under the terms of a collective bargaining agreement or other workplace rule of general applicability and (2) exclude from the prohibition any designated venue or facility reasonably determined by the commission to be appropriate for the purpose of generating admission fees, rental fees, or similar charges for use of commission property.

The regulations must be adopted by June 30, 2015.

Fiscal Summary

State Effect: None.

Local Effect: M-NCPPC expenditures increase by approximately \$20,000 in FY 2015 to provide signage regarding no smoking regulations. Commission revenues are not affected. **This bill imposes a mandate on a unit of local government.**

Small Business Effect: None.

Analysis

Current Law: In Maryland, except as otherwise provided, a person may not smoke in (1) an indoor area open to the public; (2) an indoor place in which meetings are open to the public; (3) a government-owned or government-operated means of mass transportation; or (4) an indoor place of employment. The prohibition does not apply to (1) private homes or residences; (2) a hotel or motel room as long as the total percent of rooms so used does not exceed 25%; (3) specified tobacco facilities and retail businesses; and (4) a laboratory for the purpose of conducting scientific research into the health effects of tobacco smoke.

M-NCPPC is not required to prohibit smoking on property under its jurisdiction.

Background: M-NCPPC is a bi-county agency serving Montgomery and Prince George's counties that was empowered by the State in 1927 to acquire and administer a regional system of parks within the Maryland-Washington Metropolitan District and administer a general plan for the physical development of the area. In 1970, M-NCPPC became responsible for managing the Prince George's County public recreation program.

M-NCPPC oversees approximately 52,000 acres of parkland, trails, and open space and owns approximately 510 buildings, which includes park shelters, park houses, and office structures.

Local Fiscal Effect: M-NCPPC advises that it will incur an expenditure increase of approximately \$20,000 in fiscal 2015 to provide and install signage on commission property alerting the public to the new no smoking regulations.

Additional Information

Prior Introductions: None.

Cross File: None.

Information Source(s): Maryland-National Capital Park and Planning Commission, Department of Legislative Services

Fiscal Note History: First Reader - March 3, 2014
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