

SENATE BILL 549

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1999 Regular Session
9r0645

By: **Senator Colburn**

Introduced and read first time: February 5, 1999

Assigned to: Finance

A BILL ENTITLED

1 AN ACT concerning

2 **Retail Stores - Warning Signs on Antishoplifting Security Gates**

3 FOR the purpose of requiring retail stores to place certain warnings at or near certain
4 antishoplifting security gates for persons with implanted pacemakers,
5 defibrillators, or spinal cord stimulators; defining certain terms; providing for a
6 certain penalty; and generally relating to warning signs on antishoplifting
7 security gates.

8 BY adding to

9 Article - Health - General

10 Section 24-212

11 Annotated Code of Maryland

12 (1996 Replacement Volume and 1998 Supplement)

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

15 **Article - Health - General**

16 24-212.

17 (A) (1) IN THIS SECTION THE FOLLOWING WORDS HAVE THE MEANINGS
18 INDICATED.

19 (2) "ANTISHOPLIFTING GATE" MEANS AN ACOUSTOMAGNETIC
20 ELECTRONIC ARTICLE SURVEILLANCE SYSTEM.

21 (3) "PUBLIC AREA" MEANS A ROOM OR A PORTION OF A ROOM OR OTHER
22 AREA TO WHICH THE PUBLIC HAS READY ACCESS.

23 (4) "RETAIL STORE" MEANS ANY ESTABLISHMENT WHOSE PRIMARY
24 PURPOSE IS TO SELL TO CONSUMERS ANY GOODS, WARES, FOOD FOR CONSUMPTION
25 OFF PREMISES, OR MERCHANDISE.

26 (B) A RETAIL STORE THAT USES AN ANTISHOPLIFTING GATE SHALL POST IN A
27 CONSPICUOUS PUBLIC AREA IN CLOSE PROXIMITY TO THE ANTISHOPLIFTING GATE

1 SIGNS THAT CLEARLY INDICATE THAT THE ANTISHOPLIFTING GATE MAY INTERFERE
2 WITH THE OPERATION OF A CARDIAC PACEMAKER, DEFIBRILLATOR, OR SPINAL CORD
3 STIMULATOR.

4 (C) A PERSON WHO VIOLATES THIS SECTION IS SUBJECT TO A FINE NOT
5 EXCEEDING \$100.

6 (D) THE SECRETARY SHALL ADOPT REGULATIONS TO ENFORCE THE
7 PROVISIONS OF THIS SECTION.

8 SECTION 2. AND BE IT FURTHER ENACTED, That this Act shall take effect
9 October 1, 1999.