

Department of Legislative Services
Maryland General Assembly
2000 Session

FISCAL NOTE

House Bill 29 (Delegate Arnick)

Environmental Matters

Education - Board of Education Property - Smoking Prohibitions

This bill prohibits a person from smoking a tobacco product on property owned by or leased to a county board of education. Violators are subject to a \$25 civil penalty.

This bill takes effect July 1, 2000.

Fiscal Summary

State Effect: None.

Local Effect: Minimal increase in local revenues due to the bill's penalty provision. Local expenditures are not affected.

Small Business Effect: None.

Analysis

Current Law: Section 7-401 of the Education Article requires local boards of education to provide a healthful school environment. Title 13A.02.04 of the Code of Maryland Regulations (COMAR) requires each local board to maintain a tobacco-free school environment. The regulation prohibits the sale or use of any tobacco product in school buildings at all times and on school grounds during the official school day. Local boards must post notifications to students, staff, and the general public that school buildings and grounds are tobacco-free.

Background: State regulations prohibit the sale and use of tobacco products in public school buildings at all times and on school grounds during the official school day. Local

boards have the discretion to extend the smoking prohibition. For example, the Anne Arundel County Public School System prohibits the sale and use of tobacco in school buildings and on school grounds at all times. Smoking on school grounds is prohibited at all times in eight local school systems and prohibited during the official school day in 16 local school systems. **Exhibit 1** shows the tobacco-free school policy for each local school system.

Exhibit 1

Local School System (LSS)	Tobacco Use Prohibited in LSS Owned and Leased Buildings	Tobacco Use Prohibited on School Grounds
Allegany	At all times	At all times
Anne Arundel	At all times	At all times
Baltimore City	At all times	During the official school day
Baltimore County	At all times	At all times for students. During the official school day for non-students
Calvert	At all times	At all times
Caroline	At all times	During the official school day
Carroll	At all times	During the official school day
Cecil	At all times	During the official school day
Charles	At all times	At all times
Dorchester	At all times	During the official school day
Frederick	At all times	During the official school day and school-sponsored events
Garrett	At all times	At all times
Harford	At all times	At all times
Howard	At all times	At all times
Kent	At all times	During the official school day
Montgomery	At all times	During the official school day
Prince George's	At all times	During the official school day
Queen Anne's	At all times	During the official school day
St. Mary's	At all times	During the official school day
Somerset	At all times	During the official school day
Talbot	At all times	During the official school day
Washington	At all times	At all times
Wicomico	At all times	During the official school day
Worcester	At all times	During the official school day

Additional Information

Prior Introductions: None

Cross File: None.

Information Source(s): Maryland State Department of Education, Allegany County Public School System, Baltimore County Public School System, Department of Legislative Services

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