

HOUSE BILL 81

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8lr0866

By: **Delegates Hubbard and Hammen**

Introduced and read first time: January 10, 2008

Assigned to: Health and Government Operations

Committee Report: Favorable with amendments

House action: Adopted

Read second time: March 12, 2008

CHAPTER _____

1 AN ACT concerning

2 **Task Force to Study the Regulation of Artificial Trans Fat**

3 FOR the purpose of establishing the Task Force to Study the Regulation of Artificial
4 Trans Fat; providing for the membership of the Task Force; requiring the Task
5 Force to elect a chair from among the members of the Task Force; providing for
6 the staffing of the Task Force; prohibiting a member of the Task Force from
7 receiving certain compensation; authorizing a member of the Task Force to
8 receive certain reimbursement; providing for the duties of the Task Force;
9 requiring the Task Force to submit a certain report to certain committees on or
10 before a certain date; providing for the termination of this Act; and generally
11 relating to the Task Force to Study the Regulation of Artificial Trans Fat.

12 BY adding to

13 Article – Health – General

14 Section 21–214

15 Annotated Code of Maryland

16 (2005 Replacement Volume and 2007 Supplement)

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

19 **Article – Health – General**

20 **21–214.**

EXPLANATION: CAPITALS INDICATE MATTER ADDED TO EXISTING LAW.

[Brackets] indicate matter deleted from existing law.

Underlining indicates amendments to bill.

~~Strike-out~~ indicates matter stricken from the bill by amendment or deleted from the law by amendment.



1 (A) THERE IS A TASK FORCE TO STUDY THE REGULATION OF
2 ARTIFICIAL TRANS FAT.

3 (B) THE TASK FORCE CONSISTS OF THE FOLLOWING ~~EIGHT~~ NINE
4 MEMBERS:

5 (1) ONE MEMBER OF THE SENATE OF MARYLAND, APPOINTED BY
6 THE PRESIDENT OF THE SENATE;

7 (2) ONE MEMBER OF THE HOUSE OF DELEGATES, APPOINTED BY
8 THE SPEAKER OF THE HOUSE;

9 (3) THE SECRETARY OF HEALTH AND MENTAL HYGIENE, OR THE
10 SECRETARY'S DESIGNEE;

11 (4) THE FOLLOWING ~~FIVE~~ SIX MEMBERS, APPOINTED BY THE
12 GOVERNOR:

13 (I) ONE LOCAL HEALTH OFFICER;

14 (II) ONE REPRESENTATIVE OF THE RESTAURANT
15 ASSOCIATION OF MARYLAND;

16 (III) ~~ONE REPRESENTATIVE OF THE ASSOCIATION OF FOOD,~~
17 ~~BEVERAGE AND CONSUMER PRODUCTS COMPANIES~~ ONE REPRESENTATIVE OF
18 THE MARYLAND RETAILERS ASSOCIATION;

19 (IV) ONE REPRESENTATIVE OF THE CENTER FOR SCIENCE
20 IN THE PUBLIC INTEREST; ~~AND~~

21 (V) ONE REPRESENTATIVE OF MEDCHI, THE MARYLAND
22 STATE MEDICAL SOCIETY; AND

23 (VI) ONE REPRESENTATIVE OF THE MARYLAND DIETETIC
24 ASSOCIATION.

25 (C) THE MEMBERS OF THE TASK FORCE SHALL ELECT A CHAIR FROM
26 AMONG THE TASK FORCE'S MEMBERS.

27 (D) THE DEPARTMENT OF HEALTH AND MENTAL HYGIENE SHALL
28 PROVIDE STAFF FOR THE TASK FORCE.

29 (E) A MEMBER OF THE TASK FORCE:

1 (I) MAY NOT RECEIVE COMPENSATION AS A MEMBER OF THE
2 TASK FORCE; BUT

3 (II) IS ENTITLED TO REIMBURSEMENT FOR EXPENSES UNDER THE
4 STANDARD STATE TRAVEL REGULATIONS, AS PROVIDED IN THE STATE
5 BUDGET.

6 (F) THE TASK FORCE SHALL:

7 (I) STUDY THE REGULATION OF ARTIFICIAL TRANS FAT THAT
8 HAS BEEN IMPLEMENTED IN LOCAL JURISDICTIONS IN THE STATE;

9 (II) DETERMINE WHETHER EFFORTS TO REGULATE TRANS FAT IN
10 LOCAL JURISDICTIONS COULD BE IMPLEMENTED STATEWIDE;

11 (III) MAKE RECOMMENDATIONS FOR A PROGRAM TO REGULATE
12 ARTIFICIAL TRANS FAT THROUGHOUT THE STATE THAT INCLUDES:

13 1. METHODS TO ELIMINATE ARTIFICIAL TRANS FAT FROM
14 FOODS PREPARED IN FOOD SERVICE ESTABLISHMENTS; AND

15 2. OUTREACH AND EFFORTS TO EDUCATE FOOD SERVICE
16 ESTABLISHMENTS ON APPROPRIATE SUBSTITUTES FOR ARTIFICIAL TRANS FAT;
17 AND

18 (IV) MAKE ANY OTHER RECOMMENDATIONS THAT THE TASK
19 FORCE ~~DETERMINES~~ CONSIDERS NECESSARY REGARDING THE REGULATION OF
20 ARTIFICIAL TRANS FAT.

21 (G) ON OR BEFORE ~~DECEMBER~~ FEBRUARY 1, 2009, THE TASK FORCE
22 SHALL REPORT ITS FINDINGS AND RECOMMENDATIONS TO THE SENATE
23 FINANCE COMMITTEE AND THE HOUSE HEALTH AND GOVERNMENT
24 OPERATIONS COMMITTEE IN ACCORDANCE WITH § 2-1246 OF THE STATE
25 GOVERNMENT ARTICLE.

26 SECTION 2. AND BE IT FURTHER ENACTED, That this Act shall take effect
27 ~~July~~ June 1, 2008. It shall remain effective for a period of ~~2-years~~ 1 year and 6 months
28 and, at the end of ~~June 30, 2010~~ November 30, 2009, with no further action required
29 by the General Assembly, this Act shall be abrogated and of no further force and
30 effect.