

# HOUSE BILL 597

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By: **Delegates Platt, Barkley, Barron, Gutierrez, Kelly, Korman, A. Miller, Moon, Morhaim, and Robinson**

Introduced and read first time: January 30, 2017

Assigned to: Economic Matters

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## A BILL ENTITLED

1 AN ACT concerning

2 **Public Health – Clean Indoor Air Act – Repeal of Exception Regarding Hotel and**  
3 **Motel Rooms**

4 FOR the purpose of repealing a certain provision of law that exempts certain hotel and  
5 motel rooms from the requirements of the Clean Indoor Air Act under certain  
6 circumstances; and generally relating to the Clean Indoor Air Act.

7 BY repealing and reenacting, without amendments,

8 Article – Health – General

9 Section 24–504

10 Annotated Code of Maryland

11 (2015 Replacement Volume and 2016 Supplement)

12 BY repealing and reenacting, with amendments,

13 Article – Health – General

14 Section 24–505

15 Annotated Code of Maryland

16 (2015 Replacement Volume and 2016 Supplement)

17 SECTION 1. BE IT ENACTED BY THE GENERAL ASSEMBLY OF MARYLAND,

18 That the Laws of Maryland read as follows:

19 **Article – Health – General**

20 24–504.

21 Except as provided in § 24–505 of this subtitle, beginning on February 1, 2008, a  
22 person may not smoke in:

23 (1) An indoor area open to the public;

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EXPLANATION: CAPITALS INDICATE MATTER ADDED TO EXISTING LAW.

[Brackets] indicate matter deleted from existing law.



1           (2) An indoor place in which meetings are open to the public in accordance  
2 with Title 3 of the General Provisions Article;

3           (3) A government–owned or government–operated means of mass  
4 transportation including buses, vans, trains, taxicabs, and limousines; or

5           (4) An indoor place of employment.

6 24–505.

7 This subtitle does not apply to:

8           (1) Private homes, residences, including residences used as a business or  
9 place of employment, unless being used by a person who is licensed or registered under  
10 Title 5, Subtitle 5 of the Family Law Article to provide child care, and private vehicles,  
11 unless being used for the public transportation of children, or as part of health care or child  
12 care transportation;

13           [(2) A hotel or motel room rented to one or more guests as long as the total  
14 percent of hotel or motel rooms being so used does not exceed 25%;]

15           [(3)] (2) A retail tobacco business that is a sole proprietorship, limited  
16 liability company, corporation, partnership, or other enterprise, in which:

17                   (i) The primary activity is the retail sale of tobacco products and  
18 accessories; and

19                   (ii) The sale of other products is incidental;

20           [(4)] (3) Any facility of a manufacturer, importer, wholesaler, or  
21 distributor of tobacco products or of any tobacco leaf dealer or processor in which employees  
22 of the manufacturer, importer, wholesaler, distributor, or processor work or congregate; or

23           [(5)] (4) A research or educational laboratory for the purpose of  
24 conducting scientific research into the health effects of tobacco smoke.

25           SECTION 2. AND BE IT FURTHER ENACTED, That this Act shall take effect  
26 October 1, 2017.