

and [(ii)] (2) The number of pounds expected to be produced and sold;

[(iii)] (3) Information regarding the implementation and status of transition or buyout programs established in the State.

7-412.

(a) Every commission selling agency shall collect from the owner or seller of tobacco sold on its sales floor, a fee not exceeding the rate of [1/5] 1/4 of 1 cent per pound. At any time less than 60 days prior to the opening of the selling season, the Authority may establish a lower rate for that one season in consideration of its need for funds in the next fiscal year, or other potentially available revenues, and funds the State Comptroller holds on its account. Any lower rate shall be at a level sufficient to keep the special fund at an adequate level to meet requirements of this subtitle.

### Article - State Government

8-403.

(a) On or before December 15 of the 2nd year before the evaluation date of a governmental activity or unit, the Legislative Policy Committee, based on a preliminary evaluation, may waive as unnecessary the evaluation required under this section.

(b) Except as otherwise provided in subsection (a) of this section, on or before the evaluation date for the following governmental activities or units, an evaluation shall be made of the following governmental activities or units and the statutes and regulations that relate to the governmental activities or units:

(68) Tobacco Authority (§ 7-201 of the Agriculture Article: July 1, [2005] 2010);

SECTION 2. AND BE IT FURTHER ENACTED, That the Maryland Tobacco Authority shall report to the Senate Education, Health, and Environmental Affairs Committee and the House Environmental Matters Committee on or before October 1, 2006, in accordance with § 2-1246 of the State Government Article, on the implementation of the recommendations made by the Department of Legislative Services contained in the sunset evaluation report dated October 2004.

SECTION 3. AND BE IT FURTHER ENACTED, That this Act shall take effect July 1, 2005.

May 26, 2005

The Honorable Thomas V. Mike Miller, Jr.  
President of the Senate  
State House  
Annapolis, MD 21401

Dear Mr. President:

In accordance with Article II, Section 17 of the Maryland Constitution, today I have