

(A) IT IS UNLAWFUL FOR ANY PERSON, FIRM, OR CORPORATION TO SELL OR OFFER FOR SALE ANY NONLATEX CONDOM BY MEANS OF A VENDING MACHINE OR OTHER AUTOMATIC DEVICE.

(B) ANY PERSON VIOLATING THE PROVISIONS OF THIS SECTION IS GUILTY OF A MISDEMEANOR AND ON CONVICTION IS SUBJECT TO A FINE OF NOT MORE THAN \$1,000 FOR EACH VIOLATION.

(C) EACH VENDING MACHINE OR OTHER AUTOMATIC DEVICE IN VIOLATION OF THIS SECTION CONSTITUTES A SEPARATE OFFENSE.

41- 41A.

(A) IN THIS SECTION, "SCHOOL" MEANS A KINDERGARTEN, NURSERY SCHOOL, OR SCHOOL AT THE ELEMENTARY OR SECONDARY LEVEL.

(B) A CONTRACEPTIVE OR A CONTRACEPTIVE DEVICE, WHETHER OR NOT ADVERTISED AS A PROPHYLACTIC, MAY NOT BE OFFERED FOR SALE OR SOLD BY MEANS OF A VENDING MACHINE OR OTHER AUTOMATIC DEVICE AT A SCHOOL.

(C) (1) A PERSON, FIRM, OR CORPORATION WHO IS CONVICTED OF VIOLATING THIS SECTION IS SUBJECT TO A FINE OF NOT MORE THAN \$1,000 FOR EACH VIOLATION.

(2) EACH VENDING MACHINE OR OTHER AUTOMATIC DEVICE IN A SCHOOL CONSTITUTES A SEPARATE VIOLATION.

Article - Health - General

18-335.

TO PROPERLY ENSURE THE QUALITY AND EFFECTIVENESS OF CONDOMS SOLD BY MEANS OF A VENDING MACHINE OR OTHER AUTOMATIC DEVICES, THE SECRETARY SHALL ADOPT REGULATIONS:

(1) TO PROTECT THE HEALTH, WELFARE, AND SAFETY OF THE PUBLIC; AND

(2) TO PROVIDE FOR THE ENFORCEMENT OF THIS SECTION.

SECTION 2. AND BE IT FURTHER ENACTED, That this Act shall take effect July 1, 1989.

Approved May 19, 1989.
