

SECTION 4. 9. AND BE IT FURTHER ENACTED, That this Act is an emergency measure, is necessary for the immediate preservation of the public health and safety, has been passed by a ye and nay vote supported by three-fifths of all the members elected to each of the two Houses of the General Assembly, and shall take effect from the date it is enacted.

Approved March 7, 1995.

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CHAPTER 5

(House Bill 1368)

AN ACT concerning

~~Smoking—Prohibition on Adoption of Regulations to Restrict Smoking~~ Smoking in the Workplace

FOR the purpose of ~~prohibiting~~ providing that, notwithstanding any regulations adopted by the Secretary of Licensing and Regulation and the Commissioner of the Division of Labor and Industry ~~from proposing or, adopting, or enforcing any regulation that restricts smoking, the smoking of or possessing certain tobacco products is permitted in certain locations~~ under certain circumstances; ~~authorizing the Secretary and Commissioner to adopt certain regulations under certain circumstances; providing for the application of this Act; providing that this Act shall be construed retroactively and shall be applied to and interpreted to affect the enforcement of certain previously adopted regulations; providing that this Act is not intended to preempt certain authority of counties and municipalities;~~ making this Act an emergency measure; and generally relating to the ~~regulatory authority of the Secretary and Commissioner under certain circumstances~~ smoking of tobacco products in certain work places.

BY repealing and reenacting, with amendments,

Article - Business Regulation

Section 2-105

Annotated Code of Maryland

(1992 Volume and 1994 Supplement)

BY repealing and reenacting, with amendments,

Article - Labor and Employment

Section 2-106 and 5-314

Annotated Code of Maryland

(1991 Volume and 1994 Supplement)

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