(1992 Volume and 1996 Supplement)

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

Article – Business Regulation

16–202.

(a)   Except as provided in subsection (b) of this section, a person must have an appropriate license whenever the person acts as a manufacturer, retailer, storage warehouse, subwholesaler, vending machine operator, or wholesaler in the State.

(b)   A person need not get a retailer license to act as a retailer at a vending stand operated under a trader's license issued to Blind Industries and Services of Maryland.

(c)   A license to act as a retailer is required for each place of business where a person acts as a retailer.

(D)   (1)   A PERSON LICENSED AS A MANUFACTURER, OR PERSON CONNECTED WITH THE BUSINESS OF A LICENSED MANUFACTURER OR RELATED BY OWNERSHIP, MAY NOT AT THE SAME TIME HOLD OR HAVE ANY FINANCIAL INTEREST IN A WHOLESALER LICENSE OR IN ANY BUSINESS OF A WHOLESALER.

(2)   A PERSON LICENSED AS A WHOLESALER, OR PERSON CONNECTED WITH THE BUSINESS OF A LICENSED WHOLESALER OR RELATED BY OWNERSHIP, MAY NOT AT THE SAME TIME HOLD OR HAVE ANY FINANCIAL INTEREST IN A MANUFACTURER LICENSE OR IN ANY BUSINESS OF A MANUFACTURER.

16–206.

(a)   A manufacturer license authorizes the licensee to:

(1)   sell unstamped cigarettes to a licensed cigarette wholesaler located in Maryland;

(2)   except as otherwise prohibited or restricted under local law, this article, or Article 27 of the Code, distribute sample cigarettes to consumers located in Maryland; [and]

(3)   store unstamped cigarettes in a licensed cigarette storage warehouse for subsequent shipment to licensed wholesalers, federal reservations, or persons out of State[.]; AND

(4)   UPON APPROVAL OF THE COMPTROLLER, ACT AS AN AGENT OF A MARYLAND LICENSED WHOLESALER FOR STAMPING AND DISTRIBUTION OF CIGARETTES.

(f)   A wholesaler license authorizes the licensee to:

(1)   act as a wholesaler;

(2)   buy unstamped cigarettes directly from a cigarette manufacturer;

(3)   hold unstamped cigarettes;