

~~(I) DERIVES AT LEAST 70% OF ITS REVENUES, MEASURED BY AVERAGE DAILY RECEIPTS, FROM THE SALE OF NONCIGARETTE TOBACCO PRODUCTS; AND~~

~~(II) HAS A VENTILATION SYSTEM THAT PREVENTS SMOKE FROM INFILTRATING INTO ANY AREA WHERE SMOKING IS PROHIBITED UNDER THIS SUBTITLE. BUSINESS THAT IS A SOLE PROPRIETORSHIP, LIMITED LIABILITY COMPANY, CORPORATION, PARTNERSHIP, OR OTHER ENTERPRISE, IN WHICH;~~

~~(I) THE PRIMARY ACTIVITY IS THE RETAIL SALE OF TOBACCO PRODUCTS AND ACCESSORIES; AND~~

~~(II) THE SALE OF OTHER PRODUCTS IS INCIDENTAL; OR~~

~~(4) A CLUB AS DEFINED IN ARTICLE 2B, § 1-102(A)(4) OF THE CODE.~~

24-506.

(A) SIGNS THAT STATE "SMOKING PERMITTED IN THIS ROOM" SHALL BE PROMINENTLY POSTED AND PROPERLY MAINTAINED WHERE SMOKING IS ALLOWED UNDER § 24-505(2) OF THIS SUBTITLE.

(B) THE SIGNS SHALL BE POSTED AND MAINTAINED BY THE OWNER, OPERATOR, MANAGER, OR OTHER PERSON HAVING CONTROL OF THE AREA.

(C) THE LETTERS ON THE SIGNS SHALL BE AT LEAST 1 INCH IN HEIGHT.

24-507.

(A) THE DEPARTMENT SHALL ADOPT REGULATIONS THAT PROHIBIT ENVIRONMENTAL TOBACCO SMOKE IN INDOOR AREAS OPEN TO THE PUBLIC.

(B) ON OR BEFORE SEPTEMBER 30 OF EACH YEAR, THE DEPARTMENT SHALL REPORT, IN ACCORDANCE WITH § 2-1246 OF THE STATE GOVERNMENT ARTICLE, TO THE GENERAL ASSEMBLY ON:

(1) THE ENFORCEMENT EFFORTS OF THE DEPARTMENT TO ELIMINATE ENVIRONMENTAL TOBACCO SMOKE IN INDOOR AREAS OPEN TO THE PUBLIC DURING THE PRIOR YEAR; AND

(2) THE RESULTS OF THESE ENFORCEMENT EFFORTS.