

areas] in public buildings owned, controlled, or financed by the State of Maryland in Frederick County.

236B.

The County Commissioners for Washington County may enact ordinances [regulating] **THAT ARE AT LEAST AS STRINGENT AS THE PROVISIONS OF TITLE 24, SUBTITLE 5 OF THE HEALTH – GENERAL ARTICLE TO REGULATE** smoking in county offices and county office buildings. [Any ordinance enacted shall assure and provide for employees and the public to smoke in designated smoking places.]

Article – Business Regulation

2-105.

[(d) (1) (i) Notwithstanding any regulations adopted by the Secretary under this section, the smoking of tobacco products is permitted in any of the following locations unless restricted as authorized under paragraph (3) of this subsection:

1. any portion of a private residence which is not open to the public for business purposes;
2. any establishment that:
 - A. is not a restaurant or hotel as defined in Article 2B, § 1-102 of the Code;
 - B. possesses an alcoholic beverages license issued under Article 2B of the Code that allows consumption of alcoholic beverages on the premises of the establishment; and
 - C. is generally recognized as a bar or tavern;
3. a bar in a hotel or motel;
4. a club as defined in Article 2B, § 1-102 of the Code that possesses an alcoholic beverages license issued under Article 2B of the Code and that allows consumption of alcoholic beverages on the premises of the club;
5. in the case of a restaurant as defined in Article 2B, § 1-102 of the Code:
 - A. if the restaurant does not possess an alcoholic beverages license issued under Article 2B of the Code, a separate enclosed room not to exceed 40% of the total area of the restaurant; or