

**IN THIS TITLE, "TOBACCO PRODUCT" MEANS CIGARETTES, CIGARS, SMOKING TOBACCO, SNUFF, SMOKELESS TOBACCO, OR ANY SIMILAR PRODUCT CONTAINING TOBACCO.**

15-102.

(a) [In this section, "tobacco product" means cigarettes, cigars, smoking tobacco, snuff, smokeless tobacco, or any similar product containing tobacco.] **THIS SECTION APPLIES ONLY IN:**

(1) **CARROLL COUNTY; AND**

(2) **GARRETT COUNTY.**

(b) This section does not apply to:

(1) The sale of a tobacco product from a vending machine that complies with the requirements of State law;

(2) A tobacconist establishment that engages primarily in the sale of tobacco products other than cigarettes, as defined in § 16-101 of the Business Regulation Article; or

(3) A business that engages primarily in the sale of beer, wine, and liquor for retail.

(c) A person who owns or operates a business that engages in the retail sale of a tobacco product may not store or display a tobacco product unless the tobacco product:

(1) Is not immediately accessible to customers; and

(2) Is accessible only to the owner or operator of the business or an agent or employee of the owner or operator.

(d) A person who violates subsection (c) of this section is committing a civil infraction and is subject to a civil penalty of:

(1) \$100 for the first violation; and

(2) \$300 for any subsequent violation.

(e) A citation for a second violation may not be issued within 30 days after the date of the first citation.