

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

**Article - Health - General**

21-308.

(a) (1) For any license issued for which the authority to conduct a program under this subtitle has been delegated to a county health department:

(i) A county governing body or the Mayor and City Council of Baltimore City may provide for a license fee schedule based on the anticipated cost of licensing, inspecting, and regulating food establishments and may provide for exemptions from the license fee schedule; and

(ii) All license fees shall be paid to the local health department or chief financial officer of the county governing body or Baltimore City.

(2) Except in Baltimore City, Montgomery County, and Prince George's County, a license fee under this subsection may not exceed:

(I) \$150; OR

(II) \$35 FOR A SEASONAL FOOD PROCESSING OPERATION THAT:

1. USES ONLY FOOD THAT IS GROWN ON THE PROPERTY OF THE LICENSEE; AND

2. IS IN OPERATION FOR NOT MORE THAN A 3-MONTH CONTINUOUS PERIOD IN THE CALENDAR YEAR.

(3) A SEASONAL FOOD PROCESSING OPERATION MAY OBTAIN A FOOD ESTABLISHMENT LICENSE FOR A FEE OF \$35 UNDER PARAGRAPH (2)(II) OF THIS SUBSECTION ONLY TWICE IN A CALENDAR YEAR.

(b) For any other food establishment license:

(1) The Department shall establish a license fee schedule based on the anticipated cost of licensing, inspecting, and regulating food establishments.

(2) All fees collected shall go into the General Fund.

(3) A license fee may not exceed \$150.

SECTION 2. AND BE IT FURTHER ENACTED, That this Act shall take effect October 1, 1998.

Approved May 12, 1998.