

Introduced July 7, 2014
Public Hearing July 21, 2014
Council Action No action 95 days / fails
Executive Action _____
Effective Date _____

County Council of Howard County, Maryland

2014 Legislative Session

Legislative Day No. 8

Bill No. 37 -2014

Introduced by Greg Fox

AN ACT providing that, unless otherwise prohibited by law, there are no limits on the kinds of foods or beverages sold or distributed on County-owned property or during County-sponsored events, meetings, and programs; and generally relating to certain food and beverage sales in the County.

Introduced and read first time July 7, 2014. Ordered posted and hearing scheduled.

By order Sheila M. Tolliver
Sheila M. Tolliver, Administrator

Having been posted and notice of time & place of hearing & title of Bill having been published according to Charter, the Bill was read for a second time at a public hearing on July 21, 2014.

Tabled July 25, 2014
Removed from table; life extended 30 days - Sept. 2, 2014
Returned to table Sept. 2, 2014

By order Sheila M. Tolliver
Sheila M. Tolliver, Administrator

This Bill was read the third time on _____, 2014 and Passed _____, Passed with amendments _____, Failed _____.

Bill failed effective Oct. 10, 2014 -
Lack of action within 95 days of introduction.

By order _____
Sheila M. Tolliver, Administrator

Sealed with the County Seal and presented to the County Executive for approval this ___ day of _____, 2014 at ___ a.m./p.m.

By order _____
Sheila M. Tolliver, Administrator

Approved by the County Executive _____, 2014

Ken Ulman, County Executive

NOTE: [[text in brackets]] indicates deletions from existing law; TEXT IN ALL CAPITALS indicates additions to existing law; Strike-out indicates material deleted by amendment; Underlining indicates material added by amendment

1 **Section 1. Be it enacted by the County Council of Howard County, Maryland, that the Howard**
2 **County Code is amended as follows:**

3
4 *By adding:*

5 **Title 12 – Health and Social Services.**

6 **Subtitle 1. – Health Code.**

7 **Section 12.109. Restrictions on food and beverage sales.**

8
9
10 **Title 12 - Health and Social Services.**

11 **Subtitle 1. – Health Code.**

12
13
14
15
16 **SEC. 12.109. RESTRICTIONS ON FOOD AND BEVERAGE SALES.**

17 (A) **SCOPE OF SECTION.**

18 THIS SECTION DOES NOT AFFECT FOODS OR BEVERAGES THAT STATE LAW PROHIBITS FROM
19 BEING SOLD OR DISTRIBUTED.

20 (B) **IN GENERAL.**

21 UNLESS OTHERWISE PROHIBITED BY LAW, THERE ARE NO LIMITS ON THE KINDS OF FOODS OR
22 NON-ALCOHOLIC BEVERAGES SOLD OR DISTRIBUTED ON COUNTY-OWNED PROPERTY OR DURING
23 COUNTY-SPONSORED EVENTS, MEETINGS, AND PROGRAMS.

24
25 **Section 2. And Be It Further Enacted by the County Council of Howard County, Maryland, that**
26 **this Act shall become effective 61 days after its enactment.**

27

1 **Amendment 1 to Council Bill No. 37-2014**

2
3 **BY: Greg Fox**

Legislative Day No. 9

4
5 **Date: June 2, 2014**

6
7
8 **Amendment No. 1**

9
10 *(This amendment limits the scope of the prohibition to vending machines and vendors who sell to*
11 *County employees or the public on County-owned property.)*

12
13
14 On the title page, in the second line of the purpose paragraph, strike “or during County-
15 sponsored events” and substitute “through vending machines and vendors selling to County
16 employees or the public”.

17
18 On page 1, beginning in line 22, strike “OR DURING COUNTY-SPONSORED EVENTS,
19 MEETINGS, AND PROGRAMS” and substitute “THROUGH VENDING MACHINES AND VENDORS SELLING
20 TO COUNTY EMPLOYEES OR THE PUBLIC”.

Amendment 1 to Council Bill No. 37-2014

BY: Greg Fox

Legislative Day No. 11

Date: 10/6/2014

Amendment No. 2

(This amendment allows certain entities to specify limits on foods or beverages under specified circumstances and requires legislative approval of other changes.)

1 On the title page, in the purpose paragraph, after “programs” insert “except as determined by the
2 entity that is providing the programming and purchasing the food or beverages”.

3
4 On page 1, strike lines 21 to 23, in their entirety and substitute:

5 “THERE ARE NO LIMITS ON THE KINDS OF FOODS OR NON-ALCOHOLIC BEVERAGES SOLD OR
6 DISTRIBUTED ON COUNTY-OWNED PROPERTY OR DURING COUNTY-SPONSORED EVENTS, MEETINGS,
7 AND PROGRAMS, UNLESS:

8 (1) OTHERWISE PROVIDED BY LAW; OR

9 (2) THE COUNTY ENTITY PROVIDING THE PROGRAMMING FOR THE EVENT, MEETING, OR

10 PROGRAM:

11 (i) DETERMINES OTHERWISE; AND

12 (ii) DIRECTLY PURCHASES THE FOOD OR BEVERAGES THAT WILL BE PROVIDED

13 TO ATTENDEES OR PARTICIPANTS.”

14
15 Also on page 1, in line 24, insert:

16 “(C) ADDITIONAL RESTRICTIONS.

17 THE COUNTY COUNCIL MAY ADOPT ADDITIONAL CHANGES AND RESTRICTIONS ONLY THROUGH THE

18 LEGISLATIVE PROCESS.”