

# SENATE BILL 346

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By: **Senators Garagiola, Currie, Exum, Forehand, Frosh, Lenett, Madaleno, Peters, Raskin, Robey, and Rosapepe**  
Introduced and read first time: January 28, 2010  
Assigned to: Finance

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## A BILL ENTITLED

1 AN ACT concerning

2 **Tobacco Products – Tax Stamps – Regulations**

3 FOR the purpose of authorizing the Attorney General or the Comptroller to adopt  
4 regulations requiring that the tobacco tax stamps that are required to be affixed  
5 to certain cigarettes be generated by a technology capable of being read by  
6 certain devices and encrypted with certain information; and generally relating  
7 to the regulation of tobacco products.

8 BY adding to  
9 Article – Business Regulation  
10 Section 16–224  
11 Annotated Code of Maryland  
12 (2004 Replacement Volume and 2009 Supplement)

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

15 **Article – Business Regulation**

16 **16–224.**

17 **(A) THE ATTORNEY GENERAL OR THE COMPTROLLER MAY ADOPT**  
18 **REGULATIONS REQUIRING THAT TAX STAMPS, REQUIRED UNDER § 12–304(B) OF**  
19 **THE TAX – GENERAL ARTICLE, BE GENERATED BY A TECHNOLOGY CAPABLE OF**  
20 **BEING READ BY A SCANNING OR SIMILAR DEVICE AND ENCRYPTED WITH THE**  
21 **FOLLOWING INFORMATION:**

22 **(1) THE NAME AND ADDRESS OF THE DISTRIBUTOR AFFIXING THE**  
23 **STAMP;**

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EXPLANATION: CAPITALS INDICATE MATTER ADDED TO EXISTING LAW.  
[Brackets] indicate matter deleted from existing law.



- 1           **(2) THE DATE THE STAMP WAS AFFIXED;**
- 2           **(3) THE DENOMINATED VALUE OF THE STAMP;**
- 3           **(4) THE MANUFACTURER OF THE CIGARETTES;**
- 4           **(5) THE BRAND OF THE CIGARETTES;**
- 5           **(6) INFORMATION THAT MAY HELP THE STATE'S ENFORCEMENT**  
6 **OF PROVISIONS WITHIN THE MASTER SETTLEMENT AGREEMENT ENTERED**  
7 **INTO ON NOVEMBER 23, 1998 BY THE STATE AND LEADING UNITED STATES**  
8 **TOBACCO PRODUCT MANUFACTURERS; AND**
- 9           **(7) ANY OTHER INFORMATION THAT MAY BE REQUIRED BY THE**  
10 **ATTORNEY GENERAL OR THE COMPTROLLER.**

11           SECTION 2. AND BE IT FURTHER ENACTED, That this Act shall take effect  
12           October 1, 2010.