

the prohibition against using certain promotional games, contests and things and services of that general nature by retail establishments and permitting non-franchise retail merchants in those counties to use those promotional activities; adding lettering as appropriate; clarifying language; and providing that prizes may be given if no consideration is required for qualification for the prize; and arranging an alphabetical listing of the several exempted counties.

BY repealing and re-enacting, with amendments,

Article 27 - Crimes and Punishments

Section 369A (b)

Annotated Code of Maryland

(1971 Replacement Volume and 1973 Supplement)

SECTION 1. BE IT ENACTED BY THE GENERAL ASSEMBLY OF MARYLAND, That Section 369A (b) of Article 27 - Crimes and Punishments, of the Annotated Code of Maryland (1971 Replacement Volume and 1973 Supplement) be and it is hereby repealed and re-enacted, with amendments, to read as follows:

Article 27 - Crimes and Punishments

369A.

(b) (1) No retail establishment regulated or licensed pursuant to the provisions contained in Article 56 of the Annotated Code of Maryland[, as amended, shall] MAY use any game, contests, lottery or other scheme or device, whereby a person or persons may receive gifts, prizes or gratuities as determined by chance for the purpose of promoting, furthering or advertising the sale of any product or service of whatsoever nature or kind[, and the]. THE fact that no purchase is required in order to participate in the game, contest, lottery or scheme [shall] DOES not exclude [such] THE game, contest, lottery or scheme from the provisions of this section.

(2) Nothing in this section shall be construed as preventing any nonfranchise retail merchant in [Dorchester, Worcester, Wicomico, Frederick and Carroll] THE FOLLOWING counties from giving away any prize or prizes by the act of drawing of a name or names if no purchase or [[contest]] CONSIDERATION is required to qualify for the prize or prizes[.]:

CAROLINE COUNTY

CARROLL COUNTY