

COUNTY COUNCIL OF BALTIMORE COUNTY, MARYLAND
Legislative Session 2023, Legislative Day No.

Bill No. 53-23

Mr. Todd Crandell, Councilman

By the County Council, August 7, 2023

A BILL
ENTITLED

AN ACT concerning

Bring Your Own Bag Act – Exceptions and Clarifications

FOR the purpose of excepting certain retail establishments from certain prohibitions on plastic and paper carryout bags and required fees; clarifying the definition of a reusable carryout bag; and generally relating to one-time use and reusable carryout bags.

BY repealing and re-enacting, with amendments

Sections 21-14-101(d)(2), (e), and (f)(2) and 21-14-102(b)(1) and (c)
Article 21 – Permits, Licenses, and Business Regulation
Title 14 – One-Time Use Plastic Carryout Bag Reduction
Baltimore County Code, 2015

1 SECTION 1. BE IT ENACTED BY THE COUNTY COUNCIL OF BALTIMORE
2 COUNTY, MARYLAND, that the Laws of Baltimore County read as follows:

3

EXPLANATION: CAPITALS INDICATE MATTER ADDED TO EXISTING LAW.
[Brackets] indicate matter stricken from existing law.
~~Strike out~~ indicates matter stricken from bill.
Underlining indicates amendments to bill.

1 ARTICLE 21 – PERMITS, LICENSES, AND BUSINESS REGULATION

2 Title 14 – one-time use plastic carryout bag reduction

3
4 § 21-14-101. Definitions.

5 (d) (2) “Retail establishment” includes a grocery store or supermarket, a general
6 merchandise or department store, a hardware or home improvement store, a specialty products
7 store, a pharmacy store, [a liquor store,] a jewelry store, a florist or gallery, a convenience store
8 or a fuel or service station with a convenience store, or any other retail store or vendor, including
9 a temporary store or vendor at a street fair or festival.

10 (e) “Reusable carryout bag” means:

11 (1) [a] A bag with stitched handles that is specifically designed and manufactured
12 for multiple reuse and is made of:

13 [(1)] (I) Cloth or other washable fabric; or

14 [(2)] (II) A durable material suitable for multiple re-use that is not made of
15 plastic film; OR

16 (2) [except for] A BAG MADE OF plastic film that has a thickness greater than
17 2.6 mils.

18 (f) (2) “Small retail establishment” does not include [a liquor store,] a convenience
19 store, or a fuel or service station with a convenience store.

20
21 § 21-14-102. Plastic carryout bags prohibited; paper and reusable carryout bag charge.

22 (b) (1) on or after November 1, 2023, a retail establishment, EXCEPT FOR A FOOD
23 SERVICE FACILITY, shall charge, collect, and retain at least 5 cents for each paper carryout

1 bag and reusable carryout bag that it provides to a customer. A retail establishment shall not
2 charge a customer under this paragraph who brings their own reusable carryout bag.

3 (c) This section does not apply to:

4 (1) A small retail establishment; AND

5 (2) A LIQUOR STORE.

6

7 SECTION 2. AND BE IT FURTHER ENACTED, that this Act, having been passed by
8 the affirmative vote of five members of the County Council, shall take effect 14 days from the
9 date of enactment.



LEGISLATION DETAIL

LEGISLATION _____

DISPOSITION _____

ENACTED _____

EFFECTIVE _____

AMENDMENTS _____

ROLL CALL - LEGISLATION ***MOTION TO TABLE** ROLL CALL - AMENDMENTS

MOTION		SECOND	MOTION		SECOND	NO SECOND	*FAILED FOR LACK OF SECOND
AYE	NAY		AYE	NAY			
<input type="checkbox"/>	<input type="checkbox"/>	Councilman Young	<input type="checkbox"/>	<input type="checkbox"/>	Councilman Young		
<input type="checkbox"/>	<input type="checkbox"/>	Councilman Patoka	<input type="checkbox"/>	<input type="checkbox"/>	Councilman Patoka		
<input type="checkbox"/>	<input type="checkbox"/>	Councilman Kach	<input type="checkbox"/>	<input type="checkbox"/>	Councilman Kach		
<input type="checkbox"/>	<input type="checkbox"/>	Councilman Jones	<input type="checkbox"/>	<input type="checkbox"/>	Councilman Jones		
<input type="checkbox"/>	<input type="checkbox"/>	Councilman Marks	<input type="checkbox"/>	<input type="checkbox"/>	Councilman Marks		
<input type="checkbox"/>	<input type="checkbox"/>	Councilman Ertel	<input type="checkbox"/>	<input type="checkbox"/>	Councilman Ertel		
<input type="checkbox"/>	<input type="checkbox"/>	Councilman Crandell	<input type="checkbox"/>	<input type="checkbox"/>	Councilman Crandell		

ROLL CALL - AMENDMENTS

MOTION		SECOND
AYE	NAY	
<input type="checkbox"/>	<input type="checkbox"/>	Councilman Young
<input type="checkbox"/>	<input type="checkbox"/>	Councilman Patoka
<input type="checkbox"/>	<input type="checkbox"/>	Councilman Kach
<input type="checkbox"/>	<input type="checkbox"/>	Councilman Jones
<input type="checkbox"/>	<input type="checkbox"/>	Councilman Marks
<input type="checkbox"/>	<input type="checkbox"/>	Councilman Ertel
<input type="checkbox"/>	<input type="checkbox"/>	Councilman Crandell

ROLL CALL - AMENDMENTS

MOTION		SECOND
AYE	NAY	
<input type="checkbox"/>	<input type="checkbox"/>	Councilman Young
<input type="checkbox"/>	<input type="checkbox"/>	Councilman Patoka
<input type="checkbox"/>	<input type="checkbox"/>	Councilman Kach
<input type="checkbox"/>	<input type="checkbox"/>	Councilman Jones
<input type="checkbox"/>	<input type="checkbox"/>	Councilman Marks
<input type="checkbox"/>	<input type="checkbox"/>	Councilman Ertel
<input type="checkbox"/>	<input type="checkbox"/>	Councilman Crandell