

Sponsor / Proposer	Amendment Text	Explanation
Councilwoman Sneed	<p>On page 2, in line 22, strike “CHECKOUT” and substitute “PLASTIC CHECKOUT”; and, on that same page, strike lines 23 through 25 in their entirety, and substitute: “(1) “PLASTIC CHECKOUT BAG” MEANS A PLASTIC BAG THAT IS: (I) SUPPLIED BY A DEALER AT NO ADDITIONAL COST AT THE POINT OF SALE, PICKUP, OR DELIVERY TO CARRY PURCHASED ITEMS; AND (II) NOT DESIGNED OR INTENDED FOR REUSE.”;</p> <p>and, on that same page, in line 26, and on page 7, in line 14, in each instance, strike “CHECKOUT” and substitute “PLASTIC CHECKOUT”; and, on page 4, in line 5 and line 7, in each instance, before “CHECKOUT”, insert “PLASTIC”; and, on page 6, in line 7, before “BAG”, insert “CHECKOUT”; and, on page 7, in line 9, after “PLASTIC”, insert “BAG”; and, on that same page, at the beginning of line 16, insert the subparagraph designator “(I)”; and, on page 7, in line 17, in line 18, in line 19, in line 20, in line 21, in line 22, in line 23, in line 24, in line 25, and on page 8, in line 1 and in line 2, strike the designators “(I)”, “(II)”, “(III)”, “(IV)”, “(V)”, “(VI)”, “(VII)”, “(VIII)”, “(IX)”, “(X)”, and “(XI)”, respectively, and substitute “(A)”, “(B)”, “(C)”, “(D)”, “(E)”, “(F)”, “(G)”, “(H)”, “(I)”, “(J)”, and “(K)”, respectively; and, on page 8, after line 2, insert: “(II) “CHECKOUT BAG” DOES NOT INCLUDE A “PLASTIC CHECKOUT BAG” DESCRIBED IN CITY CODE, ARTICLE 7, § 62-1(B)(1) {“DEFINITIONS: PLASTIC CHECKOUT BAG”}.”.</p>	<p>This amendment distinguishes between 'Plastic Checkout Bags' that are prohibited and 'Checkout Bags' that are subject to the surcharge, clarifies that 'Plastic Checkout Bags' are those not designed or intended for reuse, and makes several technical changes.</p>
Councilwoman Sneed	<p>On page 3, strike lines 1 through 5 in their entirety; and, on that same page, in line 6, strike “(E)” and substitute “(C)”.</p>	<p>This amendment removes definitions for the Health Commissioner and Department of Health that are made superfluous by other amendments.</p>

<p>Councilwoman Sneed</p>	<p>On page 2, in line 8, strike “31-11” and substitute “31-12”; and, on that same page, in line 9, strike “Reduction” and substitute “Surcharge”; and, on page 4, in line 3, strike beginning with “AND” down through and including the closing brace in line 4; and, on that same page, strike lines 20 through 24 in their entirety and substitute “§ 62-5. {RESERVED}”; and, on page 8, at the beginning of line 13, strike “A” and substitute: “EXCEPT AS PROVIDED IN § 31-4 OF THIS SUBTITLE, A”; and, after line 19, insert:  “31-4. VOUCHER OR ELECTRONIC BENEFITS TRANSFER PURCHASES.  THE SURCHARGE IMPOSED BY THIS SUBTITLE MAY NOT BE IMPOSED ON ANY CHECKOUT BAG SUPPLIED TO A CUSTOMER WHO IS PURCHASING GOODS USING A VOUCHER OR ELECTRONIC BENEFITS TRANSFER CARD ISSUED UNDER THE FOOD SUPPLEMENT PROGRAM (FSP), WOMEN, INFANTS, AND CHILDREN PROGRAM (WIC), OR THE SUPPLEMENTAL NUTRITION ASSISTANCE PROGRAM (SNAP).”;  and, on page 8, in line 20, on page 9, in line 22, and, on page 10, in line 6, in line 12, in line 13, in line 19, in line 20, and on page 11, in line 3, strike the section designators “§ 31-4”, “§ 31-5”, “ § 31-6”, “§ 31-7”, “§ 31-8”, “§ 31-9”, “§ 31-10”, and “§ 31-11”, respectively, and substitute “§ 31-5”, “§ 31-6”, “§ 31-7”, “§ 31-8”, “§ 31-9”, “§ 31-10”, “§ 31-11”, and “§ 31-12”, respectively.</p>	<p>This amendment adds an exemption to the surcharge for voucher or electronic benefits purchases, and makes several technical changes.</p>
<p>Councilwoman Sneed</p>	<p>On page 4, in line 25, strike “{RESERVED}” and substitute “AGENCIES TO ENFORCE.”; on that same page, after line 25, insert:  “ENFORCEMENT OF THIS SUBTITLE SHALL BE CONDUCTED BY “CODE ENFORCEMENT OFFICERS”, AS DEFINED IN CITY CODE ARTICLE 1, § 40-1(C).”;  and, on page 5, in line 3, strike “THE COMMISSIONER MUST” and substitute “ANY AGENCY EMPLOYING CODE ENFORCEMENT OFFICERS RESPONSIBLE FOR ENFORCING THIS SUBTITLE UNDER § 62-6 OF THIS SUBTITLE MAY”; and, on that same page, in line 10, strike “COMMISSIONER” and substitute “OFFICE OF THE MAYOR”; and, on that same page, in line 11, strike “THE MAYOR AND”.</p>	<p>This amendment provides authority for any code enforcement officer to enforce the provisions of the ordinance, allows any agency with authority to enforce the provisions (rather than just the Health Commissioner) to adopt rules and regulations, and requires the Office of the Mayor (rather than the Health Commissioner) to submit an annual report detailing enforcement and compliance.</p>
<p>Councilwoman Sneed</p>	<p>On page 6, strike lines 3 through 5 in their entirety and substitute:  “ANY DEALER WHO VIOLATES ANY PROVISION OF THIS SUBTITLE AFTER HAVING TWICE PREVIOUSLY BEEN FOUND TO HAVE VIOLATED THIS SUBTITLE IS GUILTY OF A MISDEMEANOR AND, ON CONVICTION, IS SUBJECT TO A FINE OF NOT MORE THAN \$1,000 FOR EACH OFFENSE.”.</p>	<p>This Amendment applies the criminal penalties only after the dealer has received two environmental citations, rather than on the first offense.</p>
<p>Councilwoman Sneed</p>	<p>On page 10, in line 7, line 8, and line 21, in each instance, strike “DEALER” and substitute “PERSON”.</p>	<p>This amendment replaces 'dealer' with 'person' for the purposes of interest and civil penalties and prohibited conduct related to the surcharge.</p>

Law Department	Delete lines 22 through 31 on page 9 and lines 1 through 5 on page 10. On page 10, in line 7, insert "A" before "IF" On page 10, after line 11, insert "(B) IF A DEALER FAILS TO MAKE REPORTS WHEN DUE OR FAILS TO KEEP SUIT ABLE RECORDS AS REQUIRED UNDER THIS SUBTITLE, THE DEALER MUST PAY THE DIRECTOR A PENALTY OF \$1,000 FOR EACH MONTH THAT REPORTS ARE NOT MADE, OR SUITABLE RECORDS ARE NOT KEPT."	This amendment removes the Director of Finance's authority to estimate the surcharge amount owed in the event of nonpayment and failure to keep records of the number of bags provided, and replaces it with a fine for failing submit reports or to keep suitable records.
Restaurant Association	On page 7 line 16, before "CHECKOUT BAG" insert: (I) On page 8 after line 2, insert: (II) "CHECKOUT BAG" DOES NOT INCLUDE: (A) A PAPER BAG THAT A RESTAURANT WITH AN ON-PREMISE DINING AREA GIVES TO A CUSTOMER OR TO A DELIVERY SERVICE TO TAKE PREPARED OR LEFTOVER FOOD OR DRINK FROM THE RESTAURANT; OR (B) A PAPER BAG THAT A RESTAURANT MAY OPT TO USE TO PROTECT FOOD BEFORE PLACING IT INTO A CUSTOMER-PROVIDED REUSABLE BAG. On page 7 line 17 through page 8 line 2, change existing Roman numerals (I) through (XI) to (A) through (K) instead.	This amendment would exempt paper bags provided by restaurants with on-premise dining from the surcharge, and make several technical changes.
Baltimore Development Corporation	On page 8, in line 16, strike "5" and substitute "7"; and, on page 9, in line 7, strike "1 CENT" and substitute "5 CENTS"; and, in the same line, strike "5" and substitute "7".	This amendment would increase the surcharge to 7 cents per bag and allow dealers to retain 5 cents of the surcharge for each bag.
Baltimore Development Corporation	On page 4, strike lines 20 through 25 in their entirety and substitute: "§§ 62-5 TO 62-6. {RESERVED}"	This amendment would prohibit providing plastic bags for voucher or electronic benefits purchases by eliminating the exemption for those purchases in the bill.
Baltimore Development Corporation	On page 3, in line 18, strike "THE RETAIL SALE OF GOODS" and substitute "ANY BUSINESS THAT INCLUDES THE RETAIL SALE OF FOOD ITEMS"; and, on that same page, in line 24, strike "SHOP;" and substitute "TAKE-OUT FOOD STORE; OR"; and, on that same page, strike line 25 and line 26 in their entirety and substitute "(E) OTHER FOOD SERVICE FACILITY HOLDING A LICENSE ISSUED BY THE COMMISSIONER OF HEALTH UNDER TITLE 6, SUBTITLE 2, OF THE HEALTH CODE OF BALTIMORE CITY."	This amendment would make the bill inapplicable to most retailers who do not sell food items or hold a license issued by the Health Commissioner as food service facilities.

Lorenzo Bellamy/American Forest and Paper Association	Strike "PAPER OR" under the definition of "CHECKOUT BAG"	This amendment would exclude paper bags from the surcharge.
Lorenzo Bellamy/American Forest and Paper Association	Striking Section 31.4 B(2) to eliminate the 1 cent retained by the Dealer	This amendment would require dealers to remit the entire surcharge to the Director of Finance, rather than retaining 1 cent for each bag.
Lorenzo Bellamy/American Forest and Paper Association	Insert language that provides Dealers to opt-in to the bag reduction program and Dealers must also have option of offering an incentive for consumers who bring their own bags. Dealers who offer the rebate are not required to charge the fee.	It is not clear whether 'bag reduction program' in the amendment is meant to include the prohibition and surcharge imposed by the bill, or just the existing program.