

Department of Legislative Services
Maryland General Assembly
2025 Session

FISCAL AND POLICY NOTE
Third Reader

House Bill 380
Judiciary

(Delegate Williams)

Judicial Proceedings

**Criminal Law - Prohibition on Sale of Contraceptives and Contraceptive Devices
by Vending Machine in School - Repeal**

This bill repeals the misdemeanor prohibition against and associated penalty for selling or offering for sale a contraceptive or contraceptive device by means of a vending machine or other automatic device at a kindergarten, nursery school, elementary school, or secondary school.

Fiscal Summary

State Effect: The repeal of the criminal penalty provision under the bill does not materially affect State finances or operations, including the work of the District Court.

Local Effect: The repeal of the criminal penalty provision under the bill does not materially affect local finances or operations, including local law enforcement.

Small Business Effect: None.

Analysis

Current Law: A person may not sell or offer for sale a contraceptive or a contraceptive device, whether or not advertised as a prophylactic, by means of a vending machine or other automatic device at a kindergarten, nursery school, elementary school, or secondary school. A violator is guilty of a misdemeanor and on conviction is subject to a fine of up to \$1,000 for each violation. Each vending machine or other automatic device in a school is a separate violation.

Additional Information

Recent Prior Introductions: Similar legislation has not been introduced within the last three years.

Designated Cross File: None.

Information Source(s): Harford County; Judiciary (Administrative Office of the Courts); Office of the Public Defender; Baltimore City Public Schools; Anne Arundel County Public Schools; Department of Legislative Services

Fiscal Note History: First Reader - February 2, 2025
js/aad Third Reader - February 25, 2025

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