

**COUNTY COUNCIL OF PRINCE GEORGE'S COUNTY, MARYLAND**  
**2022 Legislative Session**

Bill No. CB-012-2022

Chapter No. \_\_\_\_\_

Proposed and Presented by Council Member Hawkins

Introduced by \_\_\_\_\_

Co-Sponsors \_\_\_\_\_

Date of Introduction \_\_\_\_\_

**BILL**

1 AN ACT concerning

2 Nursing Mother's Right to Feed

3 For the purpose of clarifying all mothers' right to breast-feed in County buildings and /or  
4 property and requiring lactation rooms in certain County buildings and /or property and  
5 establishing certain requirements for employers with nursing employees.

6 BY adding:

7 SUBTITLE 12. HEALTH

8 Sections 12-168, 12-169, 12-170, 12-171, 12-172.

9 The Prince George's County Code

10 (2019 Edition; 2021 Supplement).

11 SECTION 1. BE IT ENACTED by the County Council of Prince George's County,  
12 Maryland, that Sections 12-168, 12-169, 12-170, 12-171 and 12-172 of the Prince George's  
13 County Code be and the same are hereby added:

14 SUBTITLE 12. HEALTH.

15 DIVISION 7. [Reserved.] Breast-feeding of Children.

16 SUBDIVISION 1. STATE REQUIREMENTS.

17 Sec. 12-168. Breast-feeding.

18 (a) In general. – A mother may breast-feed her child in any public or private location in  
19 which the mother and child are authorized to be.

20 (b) Restriction of right prohibited. – A person may not restrict or limit the right of a  
21 mother to breast-feed her child.

**SUBDIVISION 2. LACTATION ROOMS IN COUNTY BUILDINGS.**

**Sec. 12-169. - Definitions.**

(a) As used in this Division.

(1) **County Building** shall mean any building and /or property owned, operated or managed by Prince George's County. County Property does not include property owned or managed by the Prince George's County Board of Education.

(2) **Covered County Building** shall mean a County building and /or property that is open to the public and contains a public restroom.

(3) **Lactation Room** shall mean a hygienic place other than a bathroom, that:

(A) is shielded from view;

(B) is free from intrusion; and

(C) contains a chair, a working surface, and, if the County building and /or property is otherwise supplied with electricity, an electrical outlet.

**Sec. 12-170. Lactation Room Required.**

(a) Except as provided in subsection (b), Prince George’s County shall ensure that the County building and /or property contains a lactation room that is made available for use by members of the public to express breast milk.

(b) Exceptions. A covered public building and /or property may be excluded from the requirement in subsection (a) if:

(1) the County building and /or property –

(A) does not contain a lactation room for employees who work in the building;

and

(B) does not have a room that could be repurposed as a lactation room or a space that could be made private using portable materials, at a reasonable cost; or

(2) new construction would be required to create a lactation room in the County building and the cost of such construction is unfeasible.

**Sec. 12-171. No Unauthorized Entry.**

Nothing in this section shall be construed to authorize an individual to enter a County building or portion thereof that the individual is not otherwise authorized to enter.

**SUBDIVISION 3. EMPLOYERS.**

**Sec. 12-172. Requirements for Working Nursing Mothers.**

1 (a) An Employer shall provide:

2 (1) reasonable break times for an employee to express breast milk for her nursing  
3 child for one (1) year after the child’s birth each time such employee has a need to express the  
4 milk; and

5 (2) a place, other than a bathroom, that is shielded from view and free from intrusion  
6 from coworkers and the public, which may be used by an employee to express breast milk.

7 SECTION 2. BE IT FURTHER ENACTED that the provisions of this Act are hereby declared  
8 to be severable; and, in the event that any section, subsection, paragraph, subparagraph, sentence,  
9 clause, phrase, or word of this Act is declared invalid or unconstitutional by a court of competent  
10 jurisdiction, such invalidity or unconstitutionality shall not affect the remaining words, phrases,  
11 clauses, sentences, subparagraphs, paragraphs, subsections, or sections of this Act, since the  
12 same would have been enacted without the incorporation in this Act of any such invalid or  
13 unconstitutional word, phrase, clause, sentence, paragraph, subparagraph, subsection, or section.

14 SECTION 3. BE IT FURTHER ENACTED that this Act shall take effect forty-five (45)  
15 calendar days after it becomes law.

Adopted this \_\_\_\_ day of \_\_\_\_\_, 2022.

COUNTY COUNCIL OF PRINCE  
GEORGE'S COUNTY, MARYLAND

BY: \_\_\_\_\_  
Calvin S. Hawkins, II  
Chair

ATTEST:

\_\_\_\_\_  
Donna J. Brown  
Clerk of the Council

APPROVED:

DATE: \_\_\_\_\_ BY: \_\_\_\_\_  
Angela D. Alsobrooks  
County Executive

KEY:

Underscoring indicates language added to existing law.

[Brackets] indicate language deleted from existing law.

Asterisks \*\*\* indicate intervening existing Code provisions that remain unchanged.

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