

# HOUSE BILL 350

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By: **Chair, Economic Matters Committee (By Request – Departmental – State Police)**

Introduced and read first time: January 25, 2013

Assigned to: Economic Matters

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## A BILL ENTITLED

1 AN ACT concerning

2 **Business Regulation – Outdoor Musical Festival Promoter License – Repeal**  
3 **of Safety Permit Requirement**

4 FOR the purpose of repealing the requirement that an applicant for a promoter license  
5 to act as a promoter of outdoor musical festivals obtain a certain safety permit  
6 from the Secretary of State Police; requiring a certain approval by a local law  
7 enforcement unit of an applicant for a promoter license to be based on certain  
8 criteria relating to safety and security; repealing the authority of the  
9 Department of State Police to charge an applicant for a promoter license a  
10 certain fee for certain costs; and generally relating to the requirements for a  
11 license to promote outdoor musical festivals.

12 BY repealing and reenacting, with amendments,  
13 Article – Business Regulation  
14 Section 17–1404  
15 Annotated Code of Maryland  
16 (2010 Replacement Volume and 2012 Supplement)

17 BY repealing  
18 Article – Business Regulation  
19 Section 17–1406  
20 Annotated Code of Maryland  
21 (2010 Replacement Volume and 2012 Supplement)

22 SECTION 1. BE IT ENACTED BY THE GENERAL ASSEMBLY OF  
23 MARYLAND, That the Laws of Maryland read as follows:

24 **Article – Business Regulation**

25 17–1404.

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EXPLANATION: CAPITALS INDICATE MATTER ADDED TO EXISTING LAW.

[Brackets] indicate matter deleted from existing law.



1 (a) An applicant for a promoter license shall:

2 (1) pay to the clerk a license fee of \$500; **AND**

3 (2) get a health permit from the health officer[; and

4 (3) get a safety permit from the Secretary of State Police].

5 (b) An applicant for a health permit shall:

6 (1) post a bond in accordance with § 17–1405 of this subtitle;

7 (2) establish adequate health facilities and sanitation in accordance  
8 with any regulations adopted by the Department of Health and Mental Hygiene to  
9 govern outdoor musical festivals; and

10 (3) show that the applicant has obtained approval of the local law  
11 enforcement unit.

12 (c) (1) [An applicant for a safety permit shall show that the applicant has  
13 provided] **APPROVAL OF A LOCAL LAW ENFORCEMENT UNIT UNDER SUBSECTION**  
14 **(B)(3) OF THIS SECTION SHALL BE BASED ON THE APPLICANT’S ABILITY TO**  
15 **PROVIDE:**

16 (i) adequate security for the safety of spectators and their  
17 property;

18 (ii) adequate arrangements for the orderly flow of traffic to, at,  
19 and from the outdoor musical festival; and

20 (iii) adequate security for those persons who might reasonably be  
21 affected by the outdoor musical festival and for their property.

22 (2) Paragraph (1)(iii) of this subsection does not apply in St. Mary’s  
23 County.

24 [17–1406.

25 Notwithstanding the license fee imposed under this subtitle, the Department of  
26 State Police may charge an applicant for a promoter license a fee of not more than \$12  
27 to cover the costs of securing records from a source other than the Department of State  
28 Police.]

29 SECTION 2. AND BE IT FURTHER ENACTED, That this Act shall take effect  
30 October 1, 2013.