

SENATE BILL 1152

E4

8lr3748
CF HB 1116

By: **Carroll County Senators**

Introduced and read first time: February 19, 2018

Assigned to: Rules

Re-referred to: Judicial Proceedings, March 16, 2018

Reassigned: Education, Health, and Environmental Affairs, March 16, 2018

Committee Report: Favorable with amendments

Senate action: Adopted with floor amendments

Read second time: March 23, 2018

CHAPTER _____

1 AN ACT concerning

2 **Public Safety – Agritourism – Permit Exemption**

3 FOR the purpose of adding ~~Carroll County~~ certain counties to the list of counties that
4 exempt agricultural buildings engaged in agritourism from a certain permit
5 requirement; providing for the number of people allowed to occupy a building
6 engaged in agritourism in ~~Carroll County~~ certain counties under certain
7 circumstances; making a technical correction; and generally relating to a permit
8 exemption for certain buildings engaged in agritourism.

9 BY repealing and reenacting, with amendments,
10 Article – Public Safety
11 Section 12–508
12 Annotated Code of Maryland
13 (2011 Replacement Volume and 2017 Supplement)

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

16 **Article – Public Safety**

17 12–508.

EXPLANATION: CAPITALS INDICATE MATTER ADDED TO EXISTING LAW.

[Brackets] indicate matter deleted from existing law.

Underlining indicates amendments to bill.

~~Strike out~~ indicates matter stricken from the bill by amendment or deleted from the law by amendment.



1 (a) (1) In this section, “agricultural building” means a structure designed and
2 constructed to house farm implements, hay, grain, poultry, livestock, or other horticultural
3 products.

4 (2) “Agricultural building” does not include a place of human residence.

5 (b) This section applies only to Calvert County, **CARROLL COUNTY**, Cecil
6 County, Charles County, Dorchester County, Frederick County, Garrett County, Harford
7 County, **HOWARD COUNTY**, Prince George’s County, St. Mary’s County, Somerset County,
8 and Talbot County.

9 (c) The Standards do not apply to the construction, alteration, or modification of
10 an agricultural building for which agritourism is an intended subordinate use.

11 (d) An existing agricultural building used for agritourism is not considered a
12 change of occupancy that requires a building permit if the subordinate use of agritourism:

13 (1) is in accordance with limitations set forth in regulations adopted by the
14 Department;

15 (2) occupies only levels of the building on which a ground level exit is
16 located; and

17 (3) except as provided in subsection (e) **OF THIS SECTION**, does not require
18 more than 50 people to occupy an individual building at any one time.

19 (e) In **CARROLL COUNTY**, Cecil County, ~~and~~ Garrett County, ~~AND HARFORD~~
20 **COUNTY, AND HOWARD COUNTY**, an existing agricultural building used for agritourism
21 is not considered a change of occupancy that requires a building permit if:

22 (1) the subordinate use of agritourism does not require more than 200
23 people to occupy an individual building at any one time; and

24 (2) the total width of means of egress meets or exceeds the International
25 Building Code standard that applies to egress components other than stairways in a
26 building without a sprinkler system.

27 (f) An agricultural building used for agritourism:

28 (1) shall be structurally sound and in good repair; but

29 (2) need not comply with:

30 (i) requirements for bathrooms, sprinkler systems, and elevators set
31 forth in the Standards; or

1 (ii) any other requirements of the Standards or other building codes
2 as set forth in regulations adopted by the Department.

3 (g) The Department shall adopt regulations to implement this section.

4 SECTION 2. AND BE IT FURTHER ENACTED, That this Act shall take effect
5 October 1, 2018.

Approved:

Governor.

President of the Senate.

Speaker of the House of Delegates.