

# HOUSE BILL 1386

C2

8lr2639

---

By: **Delegate Rudolph**

Introduced and read first time: February 8, 2008

Assigned to: Economic Matters

---

Committee Report: Favorable

House action: Adopted

Read second time: March 15, 2008

---

## CHAPTER \_\_\_\_\_

1 AN ACT concerning

2 **Exhibitors – Licensure – National Convention Exemption**

3 FOR the purpose of specifying that the exemption from the trader’s license  
4 requirement imposed on exhibitors applies to exhibitors that provide the  
5 promoter with an affidavit stating that the exhibitor has not participated in  
6 more than three shows, not including participation in a certain national show,  
7 in addition to the current annual income requirements; and generally relating  
8 to the licensure of exhibitors.

9 BY repealing and reenacting, without amendments,  
10 Article – Business Regulation  
11 Section 17–1801 and 17–1804(a)  
12 Annotated Code of Maryland  
13 (2004 Replacement Volume and 2007 Supplement)

14 BY repealing and reenacting, with amendments,  
15 Article – Business Regulation  
16 Section 17–1804(d)(2)  
17 Annotated Code of Maryland  
18 (2004 Replacement Volume and 2007 Supplement)

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

21 **Article – Business Regulation**

---

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 17-1801.

2 (a) In this subtitle the following words have the meanings indicated.

3 (b) "Blind Industries" means Blind Industries and Services of Maryland.

4 (c) "Chain store license" means a license issued by the clerk to operate 2 or  
5 more stores under the same general management or ownership.

6 (d) "Exhibitor" means a person who rents space from a promoter to display  
7 and sell goods at a show.

8 (e) "Licensed trader" means a trader who is licensed by the clerk under this  
9 subtitle.

10 (f) "Promoter" means a person who rents space at a show to an exhibitor.

11 (g) "Show" includes an antique show, coin show, flea market, gun show,  
12 stamp show, and show of a temporary nature.

13 17-1804.

14 (a) Except as otherwise provided in this subtitle, a person must have a  
15 trader's license whenever the person:

16 (1) does business as a trader in the State; or

17 (2) does business as an exhibitor in the State.

18 (d) (2) An exhibitor need not get a trader's license for a show if the  
19 exhibitor gives to the promoter an exhibitor's affidavit stating that the exhibitor:

20 (i) receives less than 10% of the exhibitor's annual income from  
21 selling the kind of goods that the exhibitor will display and sell at the show; and

22 (ii) has not participated in more than 3 shows, **NOT INCLUDING**  
23 **PARTICIPATION IN ONE SHOW SPONSORED BY A NATIONAL ORGANIZATION THAT**  
24 **IS EXEMPT FROM TAXATION UNDER § 501(C)(3) OF THE INTERNAL REVENUE**  
25 **CODE**, during the previous 365 days.

26 SECTION 2. AND BE IT FURTHER ENACTED, That this Act shall take effect  
27 October 1, 2008.