

HOUSE BILL 350

C2

3lr0096

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

Introduced and read first time: January 25, 2013

Assigned to: Economic Matters

Committee Report: Favorable

House action: Adopted

Read second time: February 27, 2013

CHAPTER _____

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)

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

3 **Article – Business Regulation**

4 17–1404.

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

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

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

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

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

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

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

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

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

20 (i) adequate security for the safety of spectators and their
21 property;

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

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

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

28 [17–1406.

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

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

Approved:

Governor.

Speaker of the House of Delegates.

President of the Senate.