

Article 27 - Crimes and Punishments
 Section 418B
 Annotated Code of Maryland
 (1982 Replacement Volume and 1986 Supplement)

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

Article 27 - Crimes and Punishments

418B.

(a) Any person who as actor, dancer, owner, manager, producer, director or agent or in any other capacity, prepares, gives, directs, presents, performs or participates in any obscene performance, exhibition, drama, play, show, dancing exhibition, tableau, or entertainment in which live persons perform or participate in an obscene manner in the presence of any other person or persons who have paid a consideration of any type whatsoever to observe the exhibition or performance; and

(b) Every owner, lessee, or manager of any theatre, garden, building, room, place or structure, who knowingly permits the same to be used for the purpose of any such exhibition as enumerated in paragraph (a) hereof, or who assents to its use for any such purpose shall be guilty of a misdemeanor and upon conviction thereof shall be fined or imprisoned according to the penalty set forth in § 424 of Article 27.

~~(c) For the purpose of this section, an obscene performance, exhibition, drama, play, show, dancing exhibition, tableau or entertainment shall be defined as one in which the dominant theme of the same, when taken as a whole, appeals to the prurient interest in sex of the audience, affronts contemporary community standards relating to the representation of sexual matters and is utterly without redeeming social value.~~

~~(d) (e)~~ This section applies only in Anne Arundel [County] AND WICOMICO COUNTIES.

SECTION 2. AND BE IT FURTHER ENACTED, That this Act is declared to be an emergency measure and necessary for the immediate preservation of the public health and safety and having been passed by a yea and nay vote supported by three-fifths of all the members elected to each of the two Houses of the General Assembly, it shall take effect from the date of its passage.

Approved April 29, 1987.