

**CHAPTER 529**

**(House Bill 129)**

AN ACT concerning

**Somerset County – Obscene Performances**

FOR the purpose of applying in Somerset County the provisions of law that prohibit certain persons from engaging in, participating in, or assisting in certain obscene live performances and from assenting to or knowingly permitting certain obscene live performances on certain premises; and generally relating to obscene performances in Somerset County.

BY repealing and reenacting, with amendments,

Article 27 – Crimes and Punishments

Section 418B

Annotated Code of Maryland

(1992 Replacement Volume and 1993 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 shall be guilty of a misdemeanor and on conviction shall be fined or imprisoned according to the penalty set forth under § 424 of this article.

(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) of this section, or who assents to its use for any such purpose shall be guilty of a misdemeanor and on conviction shall be fined or imprisoned according to the penalty set forth under § 424 of this article.

(c) This section applies only in Anne Arundel, Howard, SOMERSET, Wicomico, and Worcester Counties.

SECTION 2. AND BE IT FURTHER ENACTED, That this Act shall take effect October 1, 1994.

Approved May 26, 1994.