

(1) EXCEPT AS PROVIDED IN PARAGRAPH (3) OF THIS SUBSECTION, EACH PROMOTER SHALL POST A CASH BOND WITH THE APPLICATION FOR A HEALTH PERMIT.

(2) THE AMOUNT OF THE BOND:

(I) SHALL BE DETERMINED BY THE HEALTH OFFICER; BUT

(II) MAY NOT EXCEED:

1. \$25,000 IN FREDERICK AND WASHINGTON COUNTIES; OR

2. \$50,000 IN THE OTHER COUNTIES TO WHICH THIS SUBTITLE APPLIES.

(3) IN ST. MARY'S COUNTY, A PROMOTER MAY PLEDGE REAL OR PERSONAL PROPERTY INSTEAD OF POSTING A CASH BOND IF THE PROMOTER SUBMITS TO THE HEALTH OFFICER A VERIFIED FINANCIAL STATEMENT CONFIRMING THAT THE FAIR MARKET VALUE OF THE PLEDGED PROPERTY EQUALS OR EXCEEDS THE AMOUNT OF THE BOND REQUIRED.

(C) BOND TO BE KEPT FOR 30 DAYS.

THE HEALTH OFFICER:

(1) SHALL KEEP THE BOND UNTIL 30 DAYS AFTER THE END OF THE OUTDOOR MUSICAL FESTIVAL; AND

(2) AFTER THAT TIME, SHALL RETURN TO THE PROMOTER ANY MONEY THAT HAS NOT BEEN USED AND IS NOT NEEDED TO SATISFY PENDING CLAIMS.

(D) USE OF BOND — FAILURE TO REPAIR DAMAGE OR REMOVE TRASH.

IF, WITHIN 72 HOURS AFTER AN OUTDOOR MUSICAL FESTIVAL ENDS, THE PROMOTER FAILS TO REMOVE ALL TRASH, AND TO BEGIN REPAIR OF ANY DAMAGE TO PROPERTY, INCLUDING CROPS AND LIVESTOCK, THAT THE OUTDOOR MUSICAL FESTIVAL OR ITS SPECTATORS CAUSED OR CREATED, THE HEALTH OFFICER MAY USE AS MUCH OF THE BOND AS NECESSARY TO REMOVE THE TRASH AND REPAIR THE DAMAGE.

(E) SAME — CLAIMS AGAINST BOND.

(1) THIS SUBSECTION DOES NOT AFFECT ANY COMMON LAW REMEDY THAT THE PERSON HAS AGAINST THE PROMOTER.

(2) ANY PERSON WHO HAS A CLAIM AGAINST THE BOND SHALL SUBMIT THE CLAIM TO THE HEALTH OFFICER WITHIN 30 DAYS AFTER THE OUTDOOR MUSICAL FESTIVAL ENDS.