AN EXPEDITED ACT to:

(1) allow certain organizations to contract for operation of benefit performances; and
(2) generally amend the law governing licensing of benefit performances.

By amending
Montgomery County Code
Chapter 30, Licensing and Regulations Generally
Section 30-4, Benefit performances

The County Council for Montgomery County, Maryland approves the following Act:
Sec. 1. Section 30-4 is amended as follows:

30-4. Benefit performances.

(a) A bona fide non-profit organization may conduct a performance for the exclusive benefit of a volunteer fire department, or a charitable, benevolent, patriotic, fraternal, educational, religious or civic object. A benefit performance includes an outdoor or indoor carnival, fair, picnic, dance, card party, bazaar, concert, contest, horse show, exhibition, lecture, barbecue, or dinner, to which the public is invited or admitted, with or without charge for admission. The net proceeds must benefit solely the non-profit organization.

(b) At a benefit performance, [it is lawful to] the organization or operator may award prizes in merchandise, conduct games of skill, dispose of merchandise [and] or any other [things] thing of value by auction or voting or by any mechanical [devices] device, such as a paddle [wheels] wheel, [wheels] wheel of fortune, bingo, or similar [devices] device. [Nothing in this Section, however, permits awarding] However, the organization or operator must not award prizes in money or tokens or certificates redeemable in money, in any game, auction, contest, or method which is prohibited under any State or County gaming laws law.

(c) Before [operating] conducting any benefit performance, any organization must obtain from the Director of Permitting Services a written permit under this Chapter. A benefit performance must be managed [and operated only] by [members of] the organization [personally] that will benefit from it, and may be operated by or with a contractor of that organization.
(d) Any person who conducts a benefit performance in violation of this Section has committed a class A violation.

Sec. 2. Expedited Effective Date.

The Council declares that this legislation is necessary for the immediate protection of the public interest. This Act takes effect on the date on which it becomes law.

Approved:

[Signature]

Thomas E. Perez, President, County Council

Date

[Signature]

Douglas M. Duncan, County Executive

Date

This is a correct copy of Council action.

[Signature]

Linda M. Lauer, Clerk of the Council

Date