

**PRINCE GEORGE'S COUNTY COUNCIL
AGENDA ITEM SUMMARY**

Meeting Date: 10/17/95

Reference No.: CB-99-1995

Proposer: Maloney

Draft No.: 1

Sponsors: Maloney

Item Title: An Act prohibiting the construction, use, operation and management of certain enclosed exhibition booths used to view sexually explicit material in order to prevent the spread of sexually communicable diseases

Drafter: Maurene Epps
Office of Law

Resource Personnel: Maurene Epps
Office of Law

LEGISLATIVE HISTORY:

Date Presented: 9/26/95

Executive Action: 11/28/95 S

Committee Referral:(1) 9/26/95 HEHS

Effective Date: 1/15/96

Committee Action:(1) 10/11/95 FAV

Date Introduced: 10/17/95

Pub. Hearing Date: (1) 11/7/95 2:00 PM

Council Action: (1) 11/7/95 ENACTED

Council Votes: AMc:A, DB:A, SD:A, JE:A, IG:A, WM:A, RVR:A, AS:A, MW:A

Pass/Fail: P

Remarks: _____

HEALTH, EDUCATION AND HUMAN SERVICES COMMITTEE **DATE: 10/11/95**

Committee Vote: Favorable, 4-0 (In favor: Council Members Russell, Estep, Scott and Wilson).

Audits and Investigations finds there may be some positive fiscal impact as a result of adopting CB-99. The amount cannot be predicted due to the unpredictability of future events. The Health Department and Police Department expressed support for this bill. The Department of Environmental Resources (DER) is the agency charged with primary inspection and enforcement responsibility. The Director of DER raised concerns regarding the agency's limited enforcement

capability and/or ability to deter criminal or unhealthy activity. The Director suggested more appropriate agencies to bear these responsibilities would be the Police and Health Departments.

BACKGROUND INFORMATION/FISCAL IMPACT

(Includes reason for proposal, as well as any unique statutory requirements)

The proposed legislation (CB-99-1995) adds sections 14-178, 14-179, 14-180 and 14-181 to the Prince George's County Code, Subtitle 14. Morals and Conduct. CB-99 addresses the finding that within Prince George's County there are commercial premises, buildings and structures, or parts thereof, which by reason of design and use are conducive to the spread of communicable diseases and thereby endanger the public health, safety and welfare. Intended to safeguard the health, safety and welfare of all persons in Prince George's County, CB-99-1995 includes definitions, building standards, inspection, enforcement and penalty provisions for the construction, use, operation and management of certain enclosed exhibition booths used to view sexually explicit material. This is in order to reduce the risk of Sexually Transmitted Disease (STD) infection and prevent the spread of sexually communicable diseases.

CODE INDEX TOPICS: