

SB0452/323027/1

BY: Judicial Proceedings Committee

AMENDMENTS TO SENATE BILL 452
(First Reading File Bill)

AMENDMENT NO. 1

On page 1, after line 8, insert:

“BY repealing and reenacting, without amendments,
Article – Business Regulation
Section 15–201(a) and (c)
Annotated Code of Maryland
(2015 Replacement Volume and 2023 Supplement)

BY repealing and reenacting, without amendments,
Article - Commercial Law
Section 14-12B-01(a) and (d)
Annotated Code of Maryland
(2013 Replacement Volume and 2023 Supplement)”.

AMENDMENT NO. 2

On page 1, after line 15, insert:

“Article – Business Regulation

15–201.

(a) In this subtitle the following words have the meanings indicated.

(c) “Lodging establishment” means an inn, hotel, motel, or other establishment that has at least four rooms available for a fee to transient guests for lodging or sleeping purposes.

Article – Commercial Law

14-12B-01.

(a) In this subtitle the following words have the meanings indicated.

(d) (1) “Health club services agreement” means an agreement under which:

(i) The buyer of a health club service purchases, or becomes obligated to purchase, health club services to be rendered over a period longer than 3 months;

(ii) The seller of a health club services agreement collects more than 3 months’ payment in advance; and

(iii) The service to be rendered under the agreement is for personal, family, or household use.

(2) “Health club services” includes health spa, figure salon, weight reduction center, self defense school, or other physical culture service enterprises offering facilities for the preservation, maintenance, encouragement, or development of physical fitness or physical well-being.

(3) “Health club services” does not include agreements for services rendered by:

(i) Any nonprofit public or private school, college, or university;

(ii) The State, or any of its political subdivisions; or

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(iii) Any nonprofit religious, ethnic, community, or service organization.”.

On page 2, in line 2, strike “A” and substitute “:

(I) A LODGING ESTABLISHMENT, AS DEFINED IN § 15-201 OF THE BUSINESS REGULATION ARTICLE, UNLESS THE LODGING ESTABLISHMENT OWNS, MAINTAINS, OR OPERATES A RECREATIONAL FACILITY THAT IS AVAILABLE FOR USE BY THE GENERAL PUBLIC; OR

(II) A”;

after line 4, insert:

“(B) THIS SECTION DOES NOT APPLY TO A HEALTH CLUB SERVICES AGREEMENT, AS DEFINED IN § 14-12B-01 OF THE COMMERCIAL LAW ARTICLE, FOR SERVICES TO BE RENDERED FOR AN ADULT.”;

in lines 5 and 12, strike “(B)” and “(C)”, respectively, and substitute “(C)” and “(D)”, respectively; and in line 10, after the second “OR” insert “ON-DUTY”.