



BALTIMORE CITY COUNCIL PUBLIC SAFETY COMMITTEE

Mission Statement

On behalf of the Citizens of Baltimore City, the Public Safety Committee will be responsible for matters concerning public safety, including, but not limited to, emergency preparedness, police services, fire/EMS, & their administrative functions.

The Honorable Mark Conway

CHAIR

PUBLIC HEARING

9/9/2025

1:00PM

CLARENCE "DU" BURNS COUNCIL CHAMBERS

25-0018

*Emergency Scene – Unauthorized Persons
Prohibited*

City Council Committees

BUDGET AND APPROPRIATIONS (BA)

Danielle McCray - Chair
Isaac “Yitzy” Schleifer – Vice Chair
Sharon Green Middleton
Paris Gray
Antonio Glover

Staff: Paroma Nandi (410-396-0271)

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Zac Blanchard – Vice Chair
Danielle McCray
Isaac “Yitzy” Schleifer
Paris Gray
Phylicia Porter
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Staff: Ethan Navarre (410-396-1266)

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Odette Ramos – Vice Chair
Zac Blanchard
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Staff: Anthony Leva (410-396-1091)

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James Torrence
John Bullock
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Ryan Dorsey
Sharon Green Middleton
Paris Gray

Staff: Ethan Navarre (410-396-1266)

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Phylicia Porter
Zac Blanchard

Staff: Anthony Leva (410-396-1091)

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Mark Parker – Vice Chair
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Jermaine Jones
Odette Ramos

Staff: Julianne Jemmott (410-396-1268)

CITY OF BALTIMORE

Brandon M. Scott – Mayor
Zeke Cohen – Council President



Office of Council Services

Nancy Mead – Director
100 Holliday Street, Room 415
Baltimore, MD 21202

PUBLIC SAFETY COMMITTEE

The Honorable Mark Conway
CHAIR

Bill Hearing

25-0018

Emergency Scene – Unauthorized Persons Prohibited

FOR the purpose of prohibiting the presence of an unauthorized person within the boundaries of an emergency scene; establishing certain penalties; defining certain terms; and generally relating to unauthorized persons within the boundaries of an emergency scene.

BY repealing and re-ordaining, with amendments,
Article 9 - Fire Suppression and Prevention
Section 1-2
Baltimore City Code
(Edition 2000)

BY adding
Article 19 - Police Ordinances
Section 25-5
Baltimore City Code
(Edition 2000)

BACKGROUND

This bill if enacted would do the following:

1. Require that the Fire Chief or their designee identify the emergency scene.
 - a. An emergency scene would be defined as the immediate area necessary for the Fire Department to investigate an emergency.
2. Establish a boundary around the scene using any of the following:
 - a. Caution tape
 - b. Poster personal
 - c. Another reasonable method
3. Remove the boundaries after the investigation of the emergency

Within the designated emergency scene, unauthorized personnel would not be allowed to loiter. Those who do enter the scene would be warned, and then if they fail to ignore the warning, may be charged with a misdemeanor, fined \$500.00 per offense, sentenced to 90 days imprisonment or both.

The bill also creates a list of excepted personnel, who may be in the boundaries of an emergency scene, including:

1. Firefighters
2. EMS personnel
3. Police personnel
4. A victim of the fire
5. A family member of a victim
6. American Red Cross personnel
7. Dept of Housing & Community Development Personnel
8. An official (such as the Mayor or Councilmember) as defined by City Code.

All reporting agencies for this bill are supportive or favorable toward it. In particular, the Fire Department has strongly supported it.

FISCAL NOTE

None of the reporting agencies foresee a material impact on them fiscally or administratively.

The Department of Finance, in its report, noted that it expected a high degree of compliance with emergency personnel regarding emergency scenes, and as such, did not anticipate much revenue to be generated from fines. Nor did they anticipate a material difference in expenditure in its enforcement.

REPORTING AGENCIES

- Law Department
- Fire Department
- Department of Housing & Community Development
- Department of Finance
- Police Department

CITATIONS

- 25-0018 1st Reader
- Agency Reports

Analysis by: Tony Leva
(revised by Ethan Navarre)

Direct Inquiries to: ethan.navarre@baltimorecity.gov

Analysis Date: 4/21/2025
(revision on 8/5/2025)

**AMENDMENTS TO COUNCIL BILL 25-0018
(1st Reader Copy)**

By: Councilmember Ramos
{To be offered to the Public Safety Committee}

Amendment No. 1

On page 1, in line 4, after “terms;” insert “providing for a special effective date;”; and, on page 4, in lines 14 and 15, strike “the 30th day after”.

Amendment No. 2

On page 2, in line 13, strike “CAUTION TAPE” and substitute “BARRICADE”; and, on that same page, in line 17, strike “SCENE.” and substitute “SCENE, UNLESS THE CHIEF MAKES A DETERMINATION THAT A PUBLIC SAFETY HAZARD REMAINS.”; and, on page 3, in line 3, strike “AN” and substitute “A”; and, on that same page, in line 7, strike “A FIREFIGHTER;” and substitute “PERSONNEL FROM THE BALTIMORE CITY FIRE DEPARTMENT;”; and, on that same page, strike line 8 in its entirety; and, on that same page, in line 12, strike “THE AMERICAN RED CROSS;” and substitute “A COMMUNITY- OR VOLUNTEER-BASED NONPROFIT ORGANIZATION THAT SUPPORTS AND ASSISTS VICTIMS AND SURVIVORS OF DISASTERS;”; and, on that same page, in lines 9, 10, 11, 12, 13, and 15, strike “(C)”, “(D)”, “(E)”, “(F)”, “(G)”, and “(H)”, respectively, and substitute “(B)”, “(C)”, “(D)”, “(E)”, “(F)”, and “(G)”, respectively.

Amendment No. 3

On page 4, in line 11 strike “90” and substitute “60”.

**CITY OF BALTIMORE
COUNCIL BILL 25-0018
(First Reader)**

Introduced by: Councilmember Ramos
Cosponsored by: Councilmembers Parker, Conway, Schleifer, Middleton, Torrence, Gray,
Porter, Blanchard, and Glover
Introduced and read first time: February 10, 2025
Assigned to: Public Safety Committee

REFERRED TO THE FOLLOWING AGENCIES: City Solicitor, Department of Finance, Fire
Department, Police Department

A BILL ENTITLED

1 AN ORDINANCE concerning

2 **Emergency Scene – Unauthorized Persons Prohibited**

3 FOR the purpose of prohibiting the presence of an unauthorized person within the boundaries of
4 an emergency scene; establishing certain penalties; defining certain terms; and generally
5 relating to unauthorized persons within the boundaries of an emergency scene.

6 BY repealing and re-ordaining, with amendments,
7 Article 9 - Fire Suppression and Prevention
8 Section 1-2
9 Baltimore City Code
10 (Edition 2000)

11 BY adding
12 Article 19 - Police Ordinances
13 Section 25-5
14 Baltimore City Code
15 (Edition 2000)

16 **SECTION 1. BE IT ORDAINED BY THE MAYOR AND CITY COUNCIL OF BALTIMORE,** That the
17 Laws of Baltimore City read as follows:

18 **Baltimore City Code**

19 **Article 9. Fire Suppression and Prevention**

20 **Division I: Fire Operations**

21 **Subtitle 1. Fire Department**

EXPLANATION: CAPITALS indicate matter added to existing law.
[Brackets] indicate matter deleted from existing law.

Council Bill 25-0018

§ 1-2. Control of persons and property at fires.

(A) IN GENERAL.

The Chief of the Fire Department shall, during the occurrence of fires or alarm of fires, have authority for himself, and the power to delegate to his assistants, the authority to control all persons and property in the vicinity of a fire, during the continuance thereof; provided, that the exercise of such authority does not conflict with any law of the United States, or of the State of Maryland.

(B) ESTABLISHMENT OF EMERGENCY SCENE.

WHEN RESPONDING TO AN EMERGENCY, THE CHIEF OR THE CHIEF'S DESIGNEE SHALL:

(1) IDENTIFY THE EMERGENCY SCENE, AS DEFINED IN CITY CODE, ARTICLE 19, § 25-5(A);

(2) ESTABLISH THE BOUNDARIES OF THE EMERGENCY SCENE USING:

(I) CAUTION TAPE;

(II) POSTED PERSONNEL; OR

(III) ANOTHER REASONABLE METHOD; AND

(3) AFTER THE FIRE DEPARTMENT COMPLETES THE INVESTIGATION OF THE EMERGENCY, REMOVE ANY BOUNDARIES MARKING THE EMERGENCY SCENE.

(C) PERSONS PRESENT.

ONLY AN AUTHORIZED PERSON, AS DEFINED IN CITY CODE, ARTICLE 19, § 25-5(A), MAY BE PRESENT WITHIN THE BOUNDARIES OF AN EMERGENCY SCENE.

Article 19. Police Ordinances

Subtitle 25. Loitering

§ 25-5. EMERGENCY SCENE.

(A) DEFINITIONS.

(1) IN GENERAL.

IN THIS SUBSECTION, THE FOLLOWING TERMS HAVE THE MEANINGS INDICATED.

Council Bill 25-0018

1 (2) *AUTHORIZED PERSON.*

2 (1) *IN GENERAL.*

3 “AUTHORIZED PERSON” MEANS AN PERSON WHO IS GIVEN PERMISSION TO BE
4 PRESENT WITHIN THE BOUNDARIES OF AN EMERGENCY SCENE BY THE CHIEF.

5 (II) *INCLUSIONS.*

6 “AUTHORIZED PERSON” MAY INCLUDE:

7 (A) A FIREFIGHTER;

8 (B) EMERGENCY MEDICAL SERVICES PERSONNEL;

9 (C) PERSONNEL FROM THE BALTIMORE POLICE DEPARTMENT;

10 (D) A VICTIM OF THE FIRE;

11 (E) A FAMILY MEMBER OF A VICTIM OF THE FIRE;

12 (F) PERSONNEL FROM THE AMERICAN RED CROSS;

13 (G) PERSONNEL FROM THE BALTIMORE CITY DEPARTMENT OF HOUSING AND
14 COMMUNITY DEVELOPMENT; OR

15 (H) AN OFFICIAL, AS DEFINED IN CITY CODE, ARTICLE 8,§ 2-21, WITH
16 IDENTIFICATION ISSUED BY THE CITY.

17 (3) *CHIEF.*

18 “CHIEF” MEANS THE CHIEF OF THE BALTIMORE CITY FIRE DEPARTMENT OR THE
19 CHIEF’S DESIGNEE.

20 (4) *DEPARTMENT.*

21 “DEPARTMENT” MEANS THE BALTIMORE CITY FIRE DEPARTMENT.

22 (5) *EMERGENCY SCENE.*

23 “EMERGENCY SCENE” MEANS THE IMMEDIATE AREA NECESSARY FOR THE
24 DEPARTMENT TO INVESTIGATE AN EMERGENCY.

25 (B) *PROHIBITED CONDUCT.*

26 (1) *IN GENERAL.*

27 A PERSON MAY NOT LOITER WITHIN THE BOUNDARIES OF AN EMERGENCY SCENE.

Council Bill 25-0018

1 (2) *EXCEPTION.*

2 AN AUTHORIZED PERSON, AS DEFINED UNDER SUBSECTION (A)(2) OF THIS SECTION,
3 MAY BE PRESENT WITHIN THE BOUNDARIES OF AN EMERGENCY SCENE.

4 (C) *SCOPE.*

5 NO PERSON MAY BE CHARGED WITH A VIOLATION OF THIS SECTION UNLESS AND UNTIL THE
6 ARRESTING OFFICER HAS FIRST WARNED THE PERSON OF THE VIOLATION AND THE PERSON
7 HAS FAILED OR REFUSED TO STOP THE VIOLATION.

8 (D) *PENALTIES.*

9 ANY PERSON WHO VIOLATES THE PROVISIONS OF THIS SECTION IS GUILTY OF A
10 MISDEMEANOR AND, ON CONVICTION IS SUBJECT TO A FINE OF NOT MORE THAN \$500 OR
11 IMPRISONMENT FOR NOT MORE THAN 90 DAYS, OR BOTH FINE AND IMPRISONMENT.

12 (E) *EACH VIOLATION A SEPARATE OFFENSE.*

13 EACH VIOLATION OF THE PROVISIONS OF THIS SECTION IS A SEPARATE OFFENSE.

14 **SECTION 2. AND BE IT FURTHER ORDAINED,** That this Ordinance takes effect on the 30th day
15 after the date it is enacted.

BALTIMORE CITY COUNCIL



PUBLIC SAFETY COMMITTEE

25-0018

*Emergency Scene – Unauthorized Persons
Prohibited*

Agency Reports



CITY OF BALTIMORE
MAYOR BRANDON M. SCOTT

TO	The Honorable President and Members of the Baltimore City Council
FROM	Chief James Wallace, Baltimore City Fire Chief, Baltimore City Fire Department
CC	Mayor's Office of Government Relations
DATE	March 13, 2025
SUBJECT	25-0018

POSITION: Favorable with amendments

BILL SYNOPSIS

This bill mandates that the Fire Chief, or their designated representative, establish an emergency scene during a fire or fire alarm. This designation grants the Chief or Designee the authority to control access to the area, including managing the movement of individuals and overseeing the properties in the vicinity of the fire. The goal is to ensure the safety of all individuals and to facilitate uninterrupted and safe fire operations.

SUMMARY OF POSITION

BCFD strongly supports this legislation. During active fires and other large emergency response events, there are often civilians who linger around the fire or the impacted properties. These individuals are not part of the emergency response effort nor are they there to provide support to the victims. While many of these individuals intent is not harmful, their presence poses significant risks, particularly when they do not follow directives of emergency responders.

Anyone present at the scene of a fire is at risk of injury. Having unnecessary individuals at the scene distracts and impedes critical operations and puts additional lives in danger. Fires are unpredictable, flames, smoke, and toxic gases present immediate hazards; structural collapses, explosions, or sudden changes in wind can cause a fire to escalate or spread rapidly. When first responders arrive, it is essential that they have the space needed to perform their duties and access vital equipment quickly to minimize loss of life and property and to keep themselves safe. Civilians gathering at the scene block fire trucks, obstruct access to emergency equipment, and prevent responders from efficiently addressing the emergency situation. Lastly, victims of fires are often in shock, and the presence of onlookers, offering questions or comments, does not provide the support they need to cope with the trauma they are facing.

This bill will allow BCFD to direct individuals who loiter at the scene of a fire to safer areas, ensuring that they remain at a safe distance and do not interfere with emergency operations. It will also hold individuals accountable for failing to comply with instructions to stay away from the scene, helping maintain a secure environment for both responders and victims. Ultimately, this legislation will enhance safety, improve operational efficiency during emergencies, and better support those affected by these critical events.

FISCAL IMPACT

This bill will not have a fiscal impact on BCFD.



CITY OF BALTIMORE
MAYOR BRANDON M. SCOTT

TO	The Honorable President and Members of the Baltimore City Council
FROM	Erin C. Murphy – Chief of Staff and Government Affairs – Baltimore Police Department
CC	Mayor’s Office of Government Relations
DATE	04/28/2025
SUBJECT	25-0018 Emergency Scene – Unauthorized Persons Prohibited

Position: Favorable with Support of Amendments

BILL SYNOPSIS

The Baltimore City Police Department has reviewed Council Bill 25-0018 for the purpose of establishing a fire scene; prohibiting the presence of an unauthorized person within the boundaries of an emergency scene; establishing certain penalties; defining certain terms; and generally relating to unauthorized persons within the boundaries of an emergency scene.

SUMMARY OF POSITION

The Baltimore Police Department supports the fire department’s establishment of a fire scene and the prohibition of unauthorized persons within the boundaries of that scene. The Baltimore Police Department will fulfill the duties outlined in this legislation if it is enacted.

FISCAL IMPACT

The Baltimore Police Department does not anticipate a fiscal impact if this legislation is enacted.

AMENDMENTS

The Baltimore Police Department has no requested amendments for Council Bill 25-0018 and supports the proposed amendments.

CITY OF BALTIMORE

BRANDON M. SCOTT
Mayor



DEPARTMENT OF LAW
EBONY M. THOMPSON, CITY SOLICITOR
100 N. HOLLIDAY STREET
SUITE 101, CITY HALL
BALTIMORE, MD 21202

February 13, 2025

The Honorable President and Members
of the Baltimore City Council
Attn: Executive Secretary
Room 409, City Hall
100 N. Holliday Street
Baltimore, Maryland 21202

Re: City Council Bill 25-0018 – Emergency Scene – Unauthorized Persons Prohibited

Dear President and City Council Members:

The Law Department has reviewed City Council Bill 25-0018 for form and legal sufficiency. The bill would add a subsection (b) to Section 1-2 of Article 9 of the City Code to allow the Fire Chief or the Chief's designee to identify the boundaries of any emergency scene with caution tape or other reasonable methods when responding to that emergency. It would prohibit anyone but those authorized to be present in that defined emergency scene area. It would also add a prohibition on loitering in an emergency scene area to Subtitle 25 of Article 19 of the City Code.

The City has broad powers to legislate in the interest of public health, safety and welfare and to exercise the common police power. City Charter, Art. II, §§ (27), (47). Since this bill is within that broad authority, the Law Department can approve it for form and legal sufficiency.

Very truly yours,

A handwritten signature in blue ink, appearing to read "Hilary Ruley".

Hilary Ruley
Chief Solicitor

cc: Ebony M. Thompson, City Solicitor
Ty'lor Schnella, Mayor's Office of Government Relations
Ashlea Brown, Chief Solicitor
Michelle Toth, Assistant Solicitor
Desiree Lucky, Assistant Solicitor



CITY OF BALTIMORE
MAYOR BRANDON M. SCOTT

TO	The Honorable President and Members of the Baltimore City Council
FROM	Alice Kennedy, Commissioner, Housing and Community Development
CC	Mayor's Office of Government Relations
DATE	March 12th, 2025
SUBJECT	25-0018 Emergency Scene – Unauthorized Persons Prohibited

Position: Favorable with amendments

BILL SYNOPSIS

The Department of Housing and Community Development (DHCD) has reviewed City Council Bill 25-0018 Emergency Scene – Unauthorized Persons Prohibited for the purpose of prohibiting the presence of an unauthorized person within the boundaries of an emergency scene; establishing certain penalties; defining certain terms; and generally relating to unauthorized persons within the boundaries of an emergency scene.

If enacted, City Council Bill 25-0018 would prohibit unauthorized persons within the boundaries of an emergency scene and establish certain penalties for the repeated disregard of those demarcations. If approved, this Bill will take effect on the 30th day following its enactment.

SUMMARY OF POSITION

DHCD supports this Bill's intent to provide emergency victims a greater degree of protection while those crises are still ongoing. DHCD also appreciates that this Bill specifically lists "personnel from the Baltimore City Department of Housing and Community Development" as among the authorized persons permitted to be present on the scene. This inclusion will ensure that DHCD's Office of the Ombudsman can continue its 24/7 availability to provide critical services and resources to City residents experiencing an emergency that will classify them as homeless. Furthermore, that provision will also ensure that DHCD staff can continue to work along the Fire and Police Departments for emergency building safety inspections and if called for, emergency demolitions.

FISCAL IMPACT

As drafted, this Bill would have minimal fiscal or administrative impact on DHCD.

AMENDMENTS

DHCD does not seek any amendments to this Bill at this time.

BALTIMORE CITY COUNCIL



PUBLIC SAFETY COMMITTEE

25-0018

*Emergency Scene – Unauthorized Persons
Prohibited*

Additional Materials

COUNCIL BILL 25-0018

**UNOFFICIAL REPRINT TO SHOW CONTEXT
OF AMENDMENTS PROPOSED BY COUNCILMEMBER RAMOS**

A BILL ENTITLED

AN ORDINANCE concerning

Emergency Scene – Unauthorized Persons Prohibited

FOR the purpose of prohibiting the presence of an unauthorized person within the boundaries of an emergency scene; establishing certain penalties; defining certain terms; providing for a special effective date; and generally relating to unauthorized persons within the boundaries of an emergency scene.

BY repealing and re-ordaining, with amendments,
Article 9 - Fire Suppression and Prevention
Section 1-2
Baltimore City Code
(Edition 2000)

BY adding
Article 19 - Police Ordinances
Section 25-5
Baltimore City Code
(Edition 2000)

SECTION 1. BE IT ORDAINED BY THE MAYOR AND CITY COUNCIL OF BALTIMORE, That the Laws of Baltimore City read as follows:

Baltimore City Code

Article 9. Fire Suppression and Prevention

Division I: Fire Operations

Subtitle 1. Fire Department

EXPLANATION: CAPITALS indicate matter added to existing law.
[Brackets] indicate matter deleted from existing law.
Underlining indicates matter added to the bill by amendment.
~~Strike out~~ indicates matter stricken from the bill by amendment or deleted from existing law by amendment.

1 **§ 1-2. Control of persons and property at fires.**

2 (A) *IN GENERAL.*

3 The Chief of the Fire Department shall, during the occurrence of fires or alarm of fires,
4 have authority for himself, and the power to delegate to his assistants, the authority to
5 control all persons and property in the vicinity of a fire, during the continuance thereof;
6 provided, that the exercise of such authority does not conflict with any law of the United
7 States, or of the State of Maryland.

8 (B) *ESTABLISHMENT OF EMERGENCY SCENE.*

9 WHEN RESPONDING TO AN EMERGENCY, THE CHIEF OR THE CHIEF'S DESIGNEE SHALL:

10 (1) IDENTIFY THE EMERGENCY SCENE, AS DEFINED IN CITY CODE, ARTICLE 19,
11 § 25-5(A);

12 (2) ESTABLISH THE BOUNDARIES OF THE EMERGENCY SCENE USING:

13 (I) ~~CAUTION TAPE;~~ A BARRICADE;

14 (II) POSTED PERSONNEL; OR

15 (III) ANOTHER REASONABLE METHOD; AND

16 (3) AFTER THE FIRE DEPARTMENT COMPLETES THE INVESTIGATION OF THE
17 EMERGENCY, REMOVE ANY BOUNDARIES MARKING THE EMERGENCY ~~SCENE.~~
18 SCENE, UNLESS THE CHIEF MAKES A DETERMINATION THAT A PUBLIC SAFETY
19 HAZARD REMAINS.

20 (C) *PERSONS PRESENT.*

21 ONLY AN AUTHORIZED PERSON, AS DEFINED IN CITY CODE, ARTICLE 19, § 25-5(A), MAY
22 BE PRESENT WITHIN THE BOUNDARIES OF AN EMERGENCY SCENE.

23 **Article 19. Police Ordinances**

24 **Subtitle 25. Loitering**

25 **§ 25-5. EMERGENCY SCENE.**

26 (A) *DEFINITIONS.*

27 (1) *IN GENERAL.*

28 IN THIS SUBSECTION, THE FOLLOWING TERMS HAVE THE MEANINGS INDICATED.

1 (2) *AUTHORIZED PERSON.*

2 (I) *IN GENERAL.*

3 “AUTHORIZED PERSON” MEANS ~~AN~~ A PERSON WHO IS GIVEN PERMISSION TO BE
4 PRESENT WITHIN THE BOUNDARIES OF AN EMERGENCY SCENE BY THE CHIEF.

5 (II) *INCLUSIONS.*

6 “AUTHORIZED PERSON” MAY INCLUDE:

7 (A) ~~A FIREFIGHTER;~~ PERSONNEL FROM THE BALTIMORE CITY FIRE
8 DEPARTMENT;

9 ~~(B) EMERGENCY MEDICAL SERVICES PERSONNEL;~~

10 (B) ~~(C)~~ PERSONNEL FROM THE BALTIMORE POLICE DEPARTMENT;

11 (C) ~~(D)~~ A VICTIM OF THE FIRE;

12 (D) ~~(E)~~ A FAMILY MEMBER OF A VICTIM OF THE FIRE;

13 (E) ~~(F)~~ PERSONNEL FROM ~~THE AMERICAN RED CROSS;~~ A COMMUNITY- OR
14 VOLUNTEER-BASED NONPROFIT ORGANIZATION THAT SUPPORTS AND
15 ASSISTS VICTIMS AND SURVIVORS OF DISASTERS;

16 (F) ~~(G)~~ PERSONNEL FROM THE BALTIMORE CITY DEPARTMENT OF HOUSING
17 AND COMMUNITY DEVELOPMENT; OR

18 (G) ~~(H)~~ AN OFFICIAL, AS DEFINED IN CITY CODE, ARTICLE 8, § 2-21, WITH
19 IDENTIFICATION ISSUED BY THE CITY.

20 (3) *CHIEF.*

21 “CHIEF” MEANS THE CHIEF OF THE BALTIMORE CITY FIRE DEPARTMENT OR THE
22 CHIEF’S DESIGNEE.

23 (4) *DEPARTMENT.*

24 “DEPARTMENT” MEANS THE BALTIMORE CITY FIRE DEPARTMENT.

25 (5) *EMERGENCY SCENE.*

26 “EMERGENCY SCENE” MEANS THE IMMEDIATE AREA NECESSARY FOR THE
27 DEPARTMENT TO INVESTIGATE AN EMERGENCY.

28 (B) *PROHIBITED CONDUCT.*

29 (1) *IN GENERAL.*

30 A PERSON MAY NOT LOITER WITHIN THE BOUNDARIES OF AN EMERGENCY SCENE.

1 (2) *EXCEPTION.*

2 AN AUTHORIZED PERSON, AS DEFINED UNDER SUBSECTION (A)(2) OF THIS SECTION,
3 MAY BE PRESENT WITHIN THE BOUNDARIES OF AN EMERGENCY SCENE.

4 (C) *SCOPE.*

5 NO PERSON MAY BE CHARGED WITH A VIOLATION OF THIS SECTION UNLESS AND UNTIL THE
6 ARRESTING OFFICER HAS FIRST WARNED THE PERSON OF THE VIOLATION AND THE PERSON
7 HAS FAILED OR REFUSED TO STOP THE VIOLATION.

8 (D) *PENALTIES.*

9 ANY PERSON WHO VIOLATES THE PROVISIONS OF THIS SECTION IS GUILTY OF A
10 MISDEMEANOR AND, ON CONVICTION IS SUBJECT TO A FINE OF NOT MORE THAN \$500 OR
11 IMPRISONMENT FOR NOT MORE THAN ~~90~~ 60 DAYS, OR BOTH FINE AND IMPRISONMENT.

12 (E) *EACH VIOLATION A SEPARATE OFFENSE.*

13 EACH VIOLATION OF THE PROVISIONS OF THIS SECTION IS A SEPARATE OFFENSE.

14 **SECTION 2. AND BE IT FURTHER ORDAINED,** That this Ordinance takes effect on ~~the 30th day~~
15 ~~after~~ the date it is enacted.