

**CITY OF BALTIMORE
COUNCIL BILL 20-0612
(First Reader)**

Introduced by: Councilmembers Henry, Bullock, Cohen, Clarke, Dorsey, Burnett, Pinkett,
Middleton

Introduced and read first time: September 21, 2020

Assigned to: Public Safety Committee

REFERRED TO THE FOLLOWING AGENCIES: City Solicitor, Office of Emergency Management,
Police Department, Fire Department, Health Department

A BILL ENTITLED

1 AN ORDINANCE concerning

2 style="text-align:center">**Explosive Material – Reporting**

3 FOR the purpose of requiring persons to report certain explosives to the Baltimore City Office of
4 Emergency Management; defining certain terms; and providing for certain penalties.

5 BY adding

6 Article 19 - Police Ordinances

7 Section(s) 18-1 through 18-3, to be under the new subtitle,

8 “Subtitle 18. Explosives”

9 Baltimore City Code

10 (Edition 2000)

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

13 style="text-align:center">**Baltimore City Code**

14 style="text-align:center">**Article 19. Police Ordinances**

15 style="text-align:center">**Subtitle 18. EXPLOSIVES**

16 **§ 18-1. DEFINITIONS.**

17 (A) *IN GENERAL.*

18 IN THIS SUBTITLE, THE FOLLOWING TERMS HAVE THE MEANING SPECIFIED.

19 (B) *EXPLOSIVES.*

20 (1) *IN GENERAL.*

21 “EXPLOSIVES” MEANS GUNPOWDER, POWDERS FOR BLASTING, HIGH EXPLOSIVES,
22 BLASTING MATERIALS, FUSES OTHER THAN ELECTRIC CIRCUIT BREAKERS, DETONATORS

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

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1 AND OTHER DETONATING AGENTS, SMOKELESS POWDER, AND ANY CHEMICAL
2 COMPOUND OR MECHANICAL MIXTURE THAT CONTAINS OXIDIZING AND COMBUSTIBLE
3 UNITS OR OTHER INGREDIENTS IN SUCH PROPORTIONS, QUANTITIES, OR PACKING THAT
4 IGNITION BY FIRE, FRICTION, CONCUSSION, PERCUSSION, OR DETONATION OF ANY PART
5 OF THE COMPOUND OR MIXTURE MAY AND IS INTENDED TO CAUSE AN EXPLOSION.

6 (2) *INCLUSIONS.*

7 “EXPLOSIVES” INCLUDES:

- 8 (I) BOMBS AND DESTRUCTIVE DEVICES DESIGNED TO OPERATE BY CHEMICAL,
9 MECHANICAL, OR EXPLOSIVE ACTION; AND
- 10 (II) 2 OR MORE COMPONENTS THAT ARE ADVERTISED AND SOLD TOGETHER WITH
11 INSTRUCTIONS ON HOW TO COMBINE THE COMPONENTS TO CREATE AN
12 EXPLOSIVE, AS DEFINED IN PARAGRAPH (1) OF THIS SUBSECTION.

13 (3) *EXCLUSIONS.*

14 “EXPLOSIVES” DOES NOT INCLUDE FIXED AMMUNITION FOR SMALL ARMS, SMALL ARMS
15 AMMUNITION PRIMERS, SMALL ARMS PERCUSSION CAPS, SAFETY AND PYROTECHNIC
16 FUSES, QUILLS, QUICK AND SLOW MATCHES, FRICTION PRIMERS, FIREWORKS, OR
17 COMMON MATCHES WHEN USED IN THEIR ORIGINAL CONFIGURATION.

18 (C) *OFFICE.*

19 “OFFICE” MEANS THE BALTIMORE CITY OFFICE OF EMERGENCY MANAGEMENT OR ITS
20 SUCCESSOR UNIT.

21 (D) *PERSON.*

22 “PERSON” MEANS:

- 23 (1) AN INDIVIDUAL;
- 24 (2) A PARTNERSHIP, FIRM, ASSOCIATION, CORPORATION, OR OTHER ENTITY OF ANY
25 KIND;
- 26 (3) A RECEIVER, TRUSTEE, GUARDIAN, PERSONAL REPRESENTATIVE, FIDUCIARY, OR
27 REPRESENTATIVE OF ANY KIND; OR
- 28 (4) A GOVERNMENTAL ENTITY OR AN INSTRUMENTALITY OR UNIT OF A
29 GOVERNMENTAL ENTITY.

30 **§ 18-2. REPORTING REQUIRED.**

31 A PERSON SHALL REPORT UNATTENDED AND UNSECURED EXPLOSIVES TO THE OFFICE AS SOON
32 AS PRACTICABLE BUT, IN ANY EVENT, WITHIN 12 HOURS OF THE DISCOVERY OF THE
33 EXPLOSIVES.

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1 **§ 18-3. CRIMINAL PENALTIES.**

2 ANY PERSON WHO VIOLATES ANY PROVISION OF THIS SUBTITLE IS GUILTY OF A MISDEMEANOR
3 AND, ON CONVICTION, IS SUBJECT TO A FINE OF NOT MORE THAN \$1,000 OR IMPRISONMENT
4 FOR NOT MORE THAN 12 MONTHS OR BOTH FINE AND IMPRISONMENT.

5 **SECTION 2. AND BE IT FURTHER ORDAINED,** That the catchlines contained in this Ordinance
6 are not law and may not be considered to have been enacted as a part of this or any prior
7 Ordinance.

8 **SECTION 3. AND BE IT FURTHER ORDAINED,** That this Ordinance takes effect on the 30th day
9 after the date it is enacted.