

**CITY OF BALTIMORE  
COUNCIL BILL 08-0248  
(First Reader)**

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Introduced by: Councilmembers Kraft, Young, D'Adamo, Middleton, Cole, Curran

Introduced and read first time: December 4, 2008

Assigned to: Judiciary and Legislative Investigations Committee

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

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A BILL ENTITLED

1 AN ORDINANCE concerning

2 **Sporting Events – Offenses Involving**

3 FOR the purpose of modifying the penalties for certain offenses involving sporting events; and  
4 correcting, clarifying, and conforming related language.

5 BY repealing and reordaining, with amendments

6 Article 19 - Police Ordinances

7 Section(s) 48-1 through 48-4

8 Baltimore City Code

9 (Edition 2000)

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

12 **Baltimore City Code**

13 **Article 19. Police Ordinances**

14 **Subtitle 48. Sporting Events**

15 **§ 48-1. Throwing missiles.**

16 (a) *“Missile” defined.*

17 [As used in] IN this section, [the word] “missile” means any object [or thing] capable of  
18 being thrown or used as a projectile, but does not include empty paper wrappers.

19 (b) *Exclusions.*

20 This section [shall] DOES not apply to a member of a team or AN official participating as a  
21 principal in a sporting event while engaged in the course of conduct required by [such]  
22 THAT sporting event.

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

**Council Bill 08-0248**

1 (c) *Prohibited conduct.*

2 It [shall be] IS UNLAWFUL for any person [or persons] to toss, throw, fling, or project, or to  
3 cause the tossing, throwing, flinging, or projecting of any missile:

4 (1) [upon] ON or in the direction of any member of a team or official participating as  
5 a principal in a sporting event; or

6 (2) [upon] ON any playing field or arena during the course of [such] A SPORTING  
7 event.

8 (d) *Penalties.*

9 Any person [violating the provisions] WHO VIOLATES A PROVISION of this section is guilty  
10 of a misdemeanor and, [upon] ON conviction [thereof], [shall be punished by] IS SUBJECT  
11 TO a fine of not more than [\$250] \$1,000 or [by] TO imprisonment for not more than [3]  
12 12 months[, ] or TO both [such] fine and imprisonment FOR EACH OFFENSE.

13 **§ 48-3. Preakness Stakes tickets.**

14 (a) *Prohibited conduct.*

15 [A person must not] IT IS UNLAWFUL FOR ANY PERSON TO offer for sale or resale or TO  
16 possess for sale or resale any Preakness Stakes ticket that:

17 (1) is forged or counterfeit; or

18 (2) is in any way printed or issued without the consent of the Maryland Jockey Club  
19 of Baltimore City, Inc.

20 (b) *Penalties.*

21 (1) Any person who violates A PROVISION OF this section is guilty of a misdemeanor and,  
22 on conviction, is subject to a fine of not more than \$1,000 for each offense.

23 (2) [A person may be charged with a separate offense for each] EACH ticket that [the  
24 person offers] IS OFFERED or [possesses] POSSESSED in violation of this section IS A  
25 SEPARATE OFFENSE.

26 **§ 48-4. Flying over stadium.**

27 (a) *Prohibited conduct.*

28 [A person shall not] IT IS UNLAWFUL FOR ANY PERSON operate an aircraft over or around  
29 the outer limits of [Memorial] M&T BANK Stadium or Oriole Park at Camden Yards for  
30 any advertising or commercial purposes.

31 (b) *Penalties.*

32 Any [violation] PERSON WHO VIOLATES A PROVISION of this section IS GUILTY OF A  
33 MISDEMEANOR AND, ON CONVICTION, [shall be punishable by] IS SUBJECT TO a fine of not

**Council Bill 08-0248**

1 [less] MORE than \$1,000[, to be imposed upon any person who shall be found guilty of a  
2 violation of this section, said fine to be collected in the same manner as any other fine for  
3 the violation of other ordinances].

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

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