



Legislation Details (With Text)

File #: 15-0582 **Version:** 0 **Name:** Dangerous Knives - Transfer, etc., to or Permitting Possession, etc., by Individual Under 21

Type: Ordinance **Status:** Enacted

File created: 10/19/2015 **In control:** City Council

On agenda: **Final action:** 4/20/2016

Enactment date: **Enactment #:** 16-466

Title: Dangerous Knives - Transfer, etc., to or Permitting Possession, etc., by Individual Under 21 FOR the purpose of prohibiting the sale, giving away, or other transfer of certain knives to individuals under the age of 21; prohibiting a person from permitting the use or possession of these dangerous knives by individuals under the age of 21; defining certain terms; imposing certain penalties; and conforming language and penalties in related provisions dealing with switchblade knives.

Sponsors: Rochelle Spector, Eric T. Costello, James B. Kraft, Warren Branch, President Young, Mary Pat Clarke, Edward Reisinger, William "Pete" Welch, Robert Curran, Bill Henry

Indexes: Dangerous Knives, Permitting, Possession, Transfer, Under 21

Code sections:

Attachments: 1. 15-0582~1st Reader, 2. City Solicitor 15-0582, 3. Police 15-0582, 4. 15-0582~3rd Reader

Date	Ver.	Action By	Action	Result
5/2/2016	0	Mayor	Signed by Mayor	
4/18/2016	0	City Council	Approved and Sent to the Mayor	
4/7/2016	0	City Council	Advanced to 3rd Reader, for Final Passage	
4/7/2016	0	Judiciary and Legislative Investigations	Recommended Favorably	
3/22/2016	0	Judiciary and Legislative Investigations	Recommended Favorably	Pass
2/8/2016	0	Judiciary and Legislative Investigations	Scheduled for a Public Hearing	
10/22/2015	0	The City Council	Refer to City Solicitor	
10/22/2015	0	The City Council	Refer to Police Department	
10/19/2015	0	City Council	Assigned	
10/19/2015	0	City Council	Introduced	

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

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THE OFFICIAL COPY CONSIDERED BY THE CITY COUNCIL IS THE FIRST READER COPY.
INTRODUCTORY*

CITY OF BALTIMORE
COUNCIL BILL

Introduced by: Councilmember Spector

A BILL ENTITLED

AN ORDINANCE concerning
Dangerous Knives - Transfer, etc., to or Permitting Possession, etc., by Individual Under 21
FOR the purpose of prohibiting the sale, giving away, or other transfer of certain knives to individuals under the age of 21; prohibiting a person from permitting the use or possession of these dangerous knives by individuals under the age of 21; defining certain terms; imposing certain penalties; and conforming language and penalties in related provisions dealing with switchblade knives.

BY repealing and reordaining, with amendments

Article 19 - Police Ordinances

Section 59-22

Baltimore City Code

(Edition 2000)

BY adding

Article 19 - Police Ordinances

Section 59-23

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 19. Police Ordinances

Subtitle 59. Weapons

Part 3. Other Weapons

◆ 59-22. [Switch▲blade] SWITCHBLADE knives ◆ POSSESSION OR SALE, ETC.

(A) ◆PERSON◆ DEFINED.

IN THIS SECTION, ◆PERSON◆ MEANS ANY INDIVIDUAL, PARTNERSHIP, FIRM, ASSOCIATION, CORPORATION, LIMITED LIABILITY COMPANY, OR OTHER ENTITY OF ANY KIND.

(B) [(a) Possession or sale, etc., prohibited.] PROHIBITED POSSESSION OR SALE, ETC.

[It shall be unlawful for any] NO person [to] MAY sell, carry, or possess any knife with an automatic spring or other device for opening [and/or] OR closing the blade, commonly known as a [switch▲blade] SWITCHBLADE knife.

(C) [(b)] Penalties.

Any person [violating the provisions] WHO VIOLATES ANY PROVISION of this section IS GUILTY OF A MISDEMEANOR AND, [shall, upon] ON conviction [thereof], [be fined] is subject to a fine of not more than [\$500] \$1,000 or [be imprisoned] TO IMPRISONMENT for not more than [1 year,] 12 MONTHS or TO both FINE AND IMPRISONMENT FOR EACH OFFENSE[, in the discretion of the court].

◆ 59-23. DANGEROUS KNIVES ◆ TRANSFER TO, ETC., INDIVIDUALS UNDER 21.

(A) DEFINITIONS.

(1) IN GENERAL.

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

(2) DANGEROUS KNIFE.

◆DANGEROUS KNIFE◆ MEANS ANY:

(I) BOWIE KNIFE;

(II) DIRK KNIFE;

(III) GRAVITY KNIFE;

(IV) SHOOTING KNIFE, AS DESCRIBED IN STATE CRIMINAL LAW ARTICLE ◆ 4-105;

(V) STAR KNIFE, AS DEFINED IN STATE CRIMINAL LAW ARTICLE ◆ 4-101;

(VI) STRAIGHT RAZOR;

(VII) SWITCHBLADE KNIFE, AS DESCRIBED IN ◆ 59-22 OF THIS SUBTITLE OR IN STATE CRIMINAL LAW ARTICLE ◆ 4-105; OR

(VIII) ANY KNIFE WITH A BLADE THAT IS LONGER THAN 3 INCHES.

(3) PERSON.

◆PERSON◆ MEANS ANY INDIVIDUAL, PARTNERSHIP, FIRM, ASSOCIATION, CORPORATION, LIMITED LIABILITY COMPANY, OR OTHER ENTITY OF ANY KIND.

(B) PROHIBITED TRANSFER TO, ETC., INDIVIDUALS UNDER 21.

NO PERSON MAY SELL, GIVE, OR OTHERWISE TRANSFER A DANGEROUS KNIFE TO, OR PERMIT THE USE OR POSSESSION OF A DANGEROUS KNIFE BY, ANY INDIVIDUAL THAT THE PERSON KNOWS OR HAS REASONABLE CAUSE TO BELIEVE IS UNDER THE AGE OF 21.

(C) PENALTIES.

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

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

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

dlr15-1315(2)~intro/14Oct15
art19/KnifeSales/aa:me

dlr15-1315(2)~intro/14Oct15
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art19/KnifeSales/aa:me