Unofficial Copy 2002 Regular Session E1 2lr2485

By: Senator Miller Introduced and read first time: February 1, 2002 Assigned to: Judicial Proceedings Committee Report: Favorable with amendments Senate action: Adopted Read second time: March 14, 2002 CHAPTER 1 AN ACT concerning 2 **Crimes - Railroad Trespass** FOR the purpose of repealing a prohibition against a person being in or on a certain railroad vehicle under certain circumstances; repealing a certain penalty; 4 5 prohibiting entering or remaining on railroad property except under certain circumstances; prohibiting riding on certain railroad equipment vehicles 6 without consent or other lawful authorization; establishing criminal penalties 7 for violations of this Act; providing certain exceptions; defining certain terms; 8 9 and generally relating to railroad trespass. 10 BY repealing and reenacting, without amendments, Article - Criminal Law 11 Section 6-501 to be under the new part "Part I. In General" 12 13 Annotated Code of Maryland 14 (As enacted by Chapter ____ (H.B. 11) of the Acts of the General Assembly of 15 2002) 16 BY adding to Article Criminal Law 17 Section 6-509 through 6-513 to be under the new part "Part II. Railroad 18 19 Trespass Prevention" Annotated Code of Maryland 20 (As enacted by Chapter ___ (H.B. 11) of the Acts of the General Assembly of 21 22

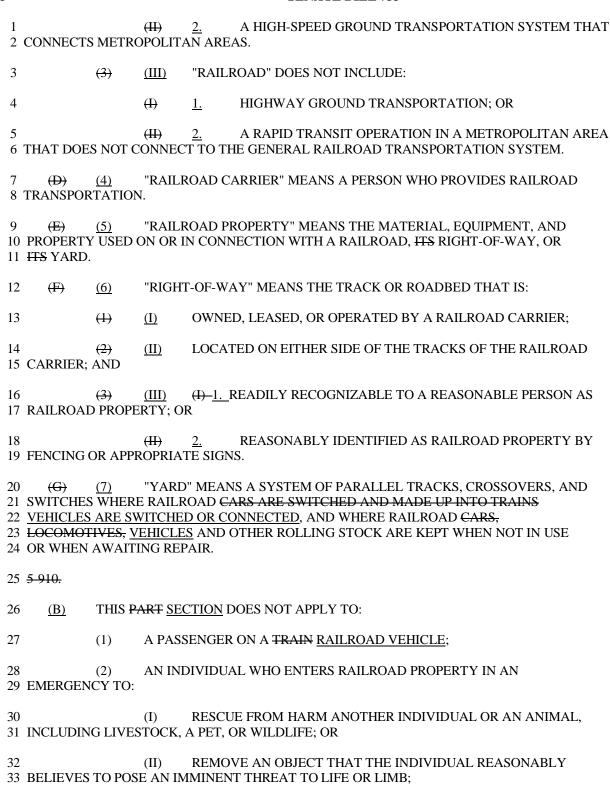
23 BY repealing and reenacting, with amendments,

Article - Criminal Law

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 Section 6-503 Annotated Code of Maryland (As enacted by Chapter (H.B. 11) of the Acts of the General Assembly of 2002) 												
5 SECTION 1. BE IT ENACTED BY THE GENERAL ASSEMBLY OF 6 MARYLAND, That the Laws of Maryland read as follows:												
7 Article - Criminal Law												
8 PART I. IN GENERAL.												
9 6-501.												
In this subtitle, "railroad vehicle" includes a car, carriage, engine, locomotive, or tender.												
12 6 507. Reserved.												
13 6 508. Reserved.												
14 PART II. RAILROAD TRESPASS PREVENTION.												
15 6 509.												
16 <u>6-503.</u>												
17 [(a) Except as authorized by law or the rules of the railroad company, a person 18 may not be in or on a railroad vehicle on a railroad track in the State.												
19 (b) A person who violates this section is guilty of a misdemeanor and on 20 conviction is subject to imprisonment not exceeding 1 month or a fine not exceeding 21 \$25 or both.]												
22 (A) <u>(1)</u> IN THIS <u>PART SECTION</u> , THE FOLLOWING WORDS HAVE THE 23 MEANINGS INDICATED.												
24 (B) (2) (1)—(I) "PASSENGER" MEANS AN INDIVIDUAL WHO IS TRAVELING BY 25 TRAIN RAILROAD VEHICLE WITH LAWFUL AUTHORIZATION AND WHO DOES NOT 26 PARTICIPATE IN THE OPERATION OF THE TRAIN RAILROAD VEHICLE.												
27 (2) (II) "PASSENGER" DOES NOT INCLUDE A STOWAWAY.												
28 (C) (3) (1)-(I) "RAILROAD" MEANS A FORM OF GROUND TRANSPORTATION 29 THAT RUNS ON RAILS OR ELECTROMAGNETIC GUIDE WAYS.												
30 (2) (II) "RAILROAD" INCLUDES:												
31 (1) 1. A COMMUTER OR OTHER SHORT-HAUL RAILROAD 32 PASSENGER SERVICE IN A METROPOLITAN OR SUBURBAN AREA; AND												

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SENATE BILL 733

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17	5-911.															
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34	5-913.															
35	THIS PA	RT MA	Y BE CIT	ED A	S THE	"RAI	LROA	D TF	RESPA	ASS	PREV	/ENT	ION	ACT		

- $1\,$ SECTION 2. AND BE IT FURTHER ENACTED, That this Act shall take 2 effect October 1, 2002.