

COUNTY COUNCIL OF BALTIMORE COUNTY, MARYLAND
Legislative Session 2011, Legislative Day No. 3

Bill No. 4-11

Councilmembers Marks & Bevins

By the County Council, February 7, 2011

AN ACT concerning

Pressurized Spray Paint Can - Penalty

FOR the purpose of increasing the monetary fine for violation of the statute prohibiting the possession of a pressurized spray paint can with intent to deface certain property; and generally relating to the penalties for the possession or sale of spray paint cans under certain circumstances.

BY repealing and re-enacting, with amendments

Section 17-1-109
Article 17 - Miscellaneous Provisions and Offenses
Title 1- Miscellaneous Provisions and Offenses
Baltimore County Code, 2003

EXPLANATION: CAPITALS INDICATE MATTER ADDED TO EXISTING LAW.
 [Brackets] indicate matter stricken from existing law.
 ~~Strike out~~ indicates matter stricken from bill.
 Underlining indicates amendments to bill.

1 COUNTY, MARYLAND, that Section 17-1-109 of Article 17 - Miscellaneous Provisions and
2 Offenses, Title 1- Miscellaneous Provisions and Offenses, of the Baltimore County Code 2003, be
3 and it is hereby repealed and re-enacted, with amendments, to read as follows:

4 § 17-1-109. PRESSURIZED SPRAY PAINT CAN.

5 (a) Prohibition - Possession. A person may not possess a pressurized spray paint can with the
6 intent to deface, injure, damage, or in any other manner unlawfully apply paint to:

7 (1) Public property; or

8 (2) Another person's personal or real property without the consent of the owner of the
9 property.

10 (b) Same - Sale, etc. A person may not sell, exchange, give, or loan a pressurized spray paint
11 can to a person if the sale, gift, or loan is with the intent to induce the use of, or with knowledge that
12 the person will use the pressurized spray paint can in a manner that is prohibited under subsection
13 (a) of this section.

14 (c) Penalty. A person who violates this section is guilty of a misdemeanor and on conviction
15 is subject to a fine not exceeding [\$500] \$1,000 or imprisonment not exceeding 90 days or both.

16 SECTION 2. AND BE IT FURTHER ENACTED, that this Act shall take effect forty-five
17 (45) days after its enactment.