

TURBANCE, AND THAT NO SUCH PERSON SHALL BE CHARGED WITH A VIOLATION OF THIS SECTION IF HE PROMPTLY DISCONTINUES SUCH DRINKING AND PUBLIC DISTURBANCE UPON THE FIRST SUCH REQUEST.

(C) NO PERSON SHALL ACT IN A DISORDERLY MANNER TO THE DISTURBANCE OF THE PUBLIC PEACE, UPON ANY PUBLIC STREET, HIGHWAY, ALLEY, PARK OR PARKING LOT, OR IN ANY VEHICLE THAT IS IN OR UPON ANY STREET, HIGHWAY, ALLEY, PARK OR PARKING LOT, IN ANY CITY, TOWN, OR COUNTY IN THIS STATE, OR AT ANY PLACE OF PUBLIC WORSHIP, OR PUBLIC RESORT OR AMUSEMENT IN ANY CITY, TOWN OR COUNTY OF THIS STATE, OR IN ANY STORE DURING BUSINESS HOURS, OR IN ANY ELEVATOR, LOBBY OR CORRIDOR OF ANY OFFICE BUILDING OR APARTMENT HOUSE HAVING MORE THAN THREE SEPARATE DWELLING UNITS IN ANY CITY, TOWN OR COUNTY OF THIS STATE.

(D) ANY PERSON VIOLATING THE PROHIBITIONS OF THIS SECTION SHALL BE DEEMED GUILTY OF A MISDEMEANOR; AND UPON CONVICTION THEREOF, SHALL BE SUBJECT TO A FINE OF NOT MORE THAN FIFTY DOLLARS, OR BE CONFINED IN JAIL FOR A PERIOD OF NOT MORE THAN SIXTY DAYS OR BE BOTH FINED AND IMPRISONED IN THE DISCRETION OF THE COURT.

(E) A PERSON WHO SHALL HAVE BEEN CONVICTED OR HAVE FORFEITED COLLATERAL UNDER THE PROVISIONS OF SUBSECTIONS (A) OR (B) OF THIS SECTION THREE (3) TIMES IN THE PRECEDING TWELVE (12) MONTHS SHALL BE DEEMED A HABITUAL OFFENDER AND MAY BE COMMITTED BY THE COURT TO AN APPROPRIATE ALCOHOLISM TREATMENT FACILITY FOR A PERIOD OF NOT MORE THAN SIXTY (60) DAYS. THE TRIAL MAGISTRATES AND THE JUDGES OF THE PEOPLE'S COURTS OF THE RESPECTIVE COUNTIES OF THIS STATE AND THE MUNICIPAL COURT OF BALTIMORE CITY SHALL HAVE CONCURRENT JURISDICTION OF SUCH OFFENSE WITH THE CIRCUIT COURT OF THEIR RESPECTIVE COUNTIES. ANY MEMBER OF A CITY, TOWN, OR COUNTY OR STATE POLICE FORCE MAY, IN LIEU OF INCARCERATING AN INTOXICATED PERSON FOR VIOLATION OF SECTIONS (A) OR (B) OF THIS SECTION, TAKE OR SEND THE INTOXICATED PERSON TO HIS HOME OR TO A PUBLIC OR PRIVATE HEALTH FACILITY; PROVIDED, THAT THE LAW ENFORCEMENT OFFICER MAY TAKE REASONABLE MEASURES TO ASCERTAIN THE COMMERCIAL TRANSPORTATION USED FOR SUCH PURPOSES IS PAID FOR BY SUCH PERSON IN ADVANCE. ANY LAW ENFORCEMENT OFFICERS SO ACTING SHALL BE CONSIDERED AS CARRYING OUT THEIR OFFICIAL DUTY.

SEC. 2. Nothing in this Act shall be construed to apply to or affect any circumstances occurring prior to the effective date of this Act.