

the buildings or property mentioned in the foregoing sections, or who commits any act preliminary thereto, or in furtherance thereof, shall upon conviction thereof, be sentenced to the penitentiary for ~~not less than [one] five nor more than [two] thirty years [or fined not to exceed one thousand dollars].~~ NOT MORE THAN TWO (2) YEARS OR FINED NOT TO EXCEED ONE THOUSAND DOLLARS.

The placing or distributing of any flammable, explosive or combustible material or substance, or any device in any building or property mentioned in the foregoing sections in an arrangement or preparation with intent to eventually wilfully and maliciously set fire to or burn same, or to procure the setting fire to or burning of same shall, for the purpose of this subtitle constitute an attempt to burn such building or property.

10A.

It shall be unlawful for any person or persons to burn or cause to be burned any cross or other religious symbol upon any private or public property within this State without the express consent of the owner of such property and without first giving notice to the fire department which services the area in which such burning is to take place. Any person or persons who violates the provisions of this section shall, upon conviction, be deemed guilty of a misdemeanor and shall suffer punishment by imprisonment in the county or Baltimore City jail for a period not ~~[to exceed 90 days or shall be fined an amount not to exceed \$500.00 or shall suffer both such fine and imprisonment in the discretion of the court.] less than five nor more than thirty years.~~ MORE CITY JAIL FOR A PERIOD NOT TO EXCEED 90 DAYS OR SHALL BE FINED AN AMOUNT NOT TO EXCEED \$500.00 OR SHALL SUFFER BOTH SUCH FINE AND IMPRISONMENT IN THE DISCRETION OF THE COURT.

11.

Any person, who, while perpetrating, or attempting to perpetrate, a crime, shall set fire to or burn any of the buildings enumerated in this subtitle, shall, upon conviction thereof, be sentenced to the penitentiary for ~~not less than five nor more than [three] thirty years.~~ TENTIARY FOR NOT MORE THAN THREE YEARS.

~~11½.~~

In prescribing a punishment for an act made unlawful under this subtitle, the sentencing judge may impose a lesser penalty of the same character for a first offense, but shall prescribe at least the full minimum penalty for a second offense (regardless of the nature of the offense), and the maximum penalty for a third and subsequent conviction (regardless of the offense).

SEC. 2. *And be it further enacted, That this Act shall take effect July 1, 1969.*

Approved May 2, 1969.