

§§10-1002 and 10-1003(b).

In subsection (a) of this section, the present phrase "in the air, or on the ground or water", is deleted as unnecessary in light of the definition of "operate aircraft" in §5-101 of this title.

In subsection (c) (1) of this section, the phrases "in its discretion" and "as it may determine" are deleted as unnecessary.

The provisions in present §10-1003 relating to a violation "involving a registrant under §6-602 of {Art. 1A}" and present references to a "certificate or other evidence of ... registration ..." are all deleted. Chapter 190, Acts of 1976, substantially amended Art. 1A, §6-602 and that section no longer provides for pilot registration. Present Art. 1A, §6-602, as amended, is now §5-1003 of this subtitle.

For provisions relating to reports of violations of this section to federal and other agencies, see §5-1101 of this title.

5-1007. MINIMUM ALTITUDE OF CERTAIN AIRCRAFT OVER SPORTING ARENAS IN BALTIMORE CITY.

(A) LESS THAN MINIMUM ALTITUDE PROHIBITED.

A PERSON MAY NOT OPERATE AN AIRCRAFT TOWING AN ADVERTISEMENT FOR PROMOTIONAL PURPOSES AT AN ALTITUDE OF LESS THAN 3,000 FEET OVER ANY PUBLIC OR PRIVATE SPORTING ARENA IN BALTIMORE CITY, INCLUDING THE AIRSPACE WITHIN A 1 MILE HORIZONTAL RADIUS FROM THE ARENA.

(B) PENALTY.

ANY PERSON WHO VIOLATES ANY PROVISION OF THIS SECTION IS GUILTY OF A MISDEMEANOR AND ON CONVICTION IS SUBJECT TO A FINE NOT EXCEEDING \$500.

REVISOR'S NOTE: This section presently appears as Art. 27, §4A.

In subsection (a) of this section, the word "horizontal" is added for clarity.

The only other changes are in style.

As to the constitutionality of this section, see 59 Op. Att'y Gen. 46 (1974).

The General Assembly may wish to compare the nonuniform penalty provided for in subsection (b) of this section with the general penalty