

OR FLOWER ON THE GROUNDS OF ANY OF THESE INSTITUTIONS.

REVISOR'S NOTE: This section presently appears as Art. 27, §577B.

The term "public institution of elementary, secondary, or higher education" is substituted for the present "University of Maryland, or of any of the State colleges, any community college or public school".

The only other changes are in style.

26-103. DRINKING OR POSSESSING INTOXICATING BEVERAGES ON SCHOOL PREMISES.

(A) PROHIBITED CONDUCT.

(1) UNLESS LOCALLY APPROVED BY THE COUNTY BOARD OF EDUCATION, A PERSON MAY NOT DRINK OR POSSESS ANY ALCOHOLIC BEVERAGE ON THE PREMISES OF ANY PUBLIC SCHOOL.

(2) A PERSON WHO DRINKS OR POSSESSES ANY ALCOHOLIC BEVERAGE AND CAUSES A PUBLIC DISTURBANCE AT ANY ELEMENTARY OR SECONDARY SCHOOL ATHLETIC CONTEST MAY NOT REFUSE TO COMPLY WITH A REQUEST BY A LAW ENFORCEMENT OFFICER TO STOP DRINKING AND CAUSING THE PUBLIC DISTURBANCE. IF THE PERSON COMPLIES WITH THE FIRST REQUEST, HE MAY NOT BE CHARGED UNDER THIS PARAGRAPH.

(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 \$100, IMPRISONMENT NOT EXCEEDING 3 MONTHS, OR BOTH.

REVISOR'S NOTE: This combines Art. 27, §§ 122B and 123(b) and (d).

The only real distinctions between those sections seem to be that: (1) §123(b) applies to both public and private school events; (2) §123(b) applies even if the event is not on school property; (3) §123(b) is limited to athletic contests; and (4) the penalty for violating §123(b) is a \$50 fine and imprisonment for 60 days, while the penalty for violating §122B is a \$100 fine and 3 months imprisonment.

The revised section combines these two nearly identical sections, and the only change in substance is the adoption of the \$100 and 3 month penalty.

The reference in present Art. 27, §123(b) to the Baltimore City Board of School Commissioners is deleted as unnecessary in light of the definition