

Any person who shall cling, climb, jump, step or in any other way get upon any part of any locomotive, engine or car, or who shall be on any part of any locomotive, engine or car, whether the same be freight, passenger, coal or otherwise upon any part of the track of any railroad within this State unless in so doing he acts in compliance with the law or by permission under the rules and regulations of the railroad, shall be guilty of a misdemeanor [and] AND, upon conviction thereof before any court of competent jurisdiction, shall be fined not more than twenty-five dollars, or be subject to imprisonment in jail or in the house of correction for one month, or to both fine and imprisonment in the discretion of the court before which the case may be tried; provided, however, that if any such person shall be sentenced to the house of correction, such railroad company or corporation, in all cases where the same is not prohibited either by the laws of the State of Maryland, or of the United States, which are in effect at present, or which may be hereafter passed, shall provide free transportation for such person, or persons to said house of correction, and also free transportation for not more than one officer in charge of such person, or persons, to said house of correction and back to the place where such person or persons may have been tried and convicted; or if such person be a minor under eighteen years of age, he may, in the discretion of the court trying the case, be committed to any reformatory institution provided by law and authorized to receive the same for such period as the said court may determine, not to exceed two years. All sections and parts of sections of the Code, both of general and local laws, and all amendments of and additions and supplements thereto now in force in the State of Maryland inconsistent with the provisions of this section are hereby repealed.

## DRAFTER'S NOTE:

Error: Omitted comma in Article 27, § 455.

Occurred: Prior to the 1957 codification of the Annotated Code of Maryland.

458.

Whoever shall willfully and maliciously shoot at or throw or cause to fall or strike against, into or upon any locomotive, motor, tender or car[, or any occupant thereof,] used upon any railroad or electric railway in this State, OR ANY OCCUPANT THEREOF, any wood, stone or other matter or thing, shall be deemed guilty of a misdemeanor, and upon conviction thereof, before any court of competent jurisdiction, shall be imprisoned for a period of not more than five years or fined not more than \$1,000, or both.

## DRAFTER'S NOTE: