

Preamble

~~WHEREAS, There are currently many anachronistic provisions of the criminal law concerning protections of railroads and property related to public transportation; and~~

~~WHEREAS, These provisions of law are currently covered by more general prohibitions against certain behavior, including malicious destruction of property, burglary, robbery, assault, reckless endangerment, and theft; and~~

~~WHEREAS, It appears that these provisions of law have fallen into disuse; and~~

~~WHEREAS, It will aid the clarity of the law to repeal these obsolete provisions; now, therefore;~~

SECTION 1. BE IT ENACTED BY THE GENERAL ASSEMBLY OF MARYLAND, That the Laws of Maryland read as follows:

Article 27 - Crimes and Punishments

~~§111B.~~

~~Any person who willfully throws, shoots or propels a rock, stone, brick, or a piece of iron, steel or other like metal, or any deadly or dangerous missile, or fire bomb, into a vehicle or instrumentality of public transportation that is occupied by one or more persons is guilty of a misdemeanor, and upon conviction shall be sentenced to pay a fine not exceeding five hundred dollars (\$500.00), or to undergo imprisonment not exceeding one (1) year or both, at the discretion of the court.]~~

[112.

Any person, his aiders, abettors, and counsellors, who shall break open or enter into any railroad car, then being upon the track of any railroad company in this State, with intent maliciously to injure or destroy such car, or any kind of goods and chattels therein being, shall, upon conviction thereof, be sentenced to the penitentiary for not less than one year nor more than five years.]

[113.

Any person, his aiders, abettors and counsellors, who shall maliciously injure or destroy any railroad locomotive, tender, car or carriage belonging to or in the use of any railroad company in this State, or being upon the track of any railroad company in this State, or who shall maliciously injure or destroy any kind of goods or chattels deposited or contained in such railroad car or carriage shall upon conviction thereof be confined in the penitentiary for not less than one or more than ten years.]

[114.

(a) In this section the word "freight" means chattels, goods, or containers.

(b) Any person, his aiders, abettors and counsellors, who shall be convicted of the crime of breaking into or entering by force or otherwise any railroad car, or freight secured or attached to any railroad car then being in the possession or use of any railroad