

to a person being "subject to" a certain penalty.

Defined term: "Person" § 1-101

SUBTITLE 10. RIOTS.

14-1001. LIABILITY OF COUNTY OR MUNICIPAL CORPORATION FOR DAMAGES.

(A) "STRUCTURE" DEFINED.

IN THIS SECTION, "STRUCTURE" MEANS:

- (1) A CHURCH, CHAPEL, OR CONVENT;
- (2) A DWELLING;
- (3) A BUILDING USED OR DESIGNED AS A PLACE TO TRANSACT BUSINESS OR STORE PROPERTY;
- (4) A BARN, STABLE, OR OTHER OUTBUILDING; OR
- (5) A SHIP, SHIPYARD, OR LUMBERYARD.

(B) CAUSE OF ACTION AUTHORIZED.

SUBJECT TO § 14-1002 OF THIS SUBTITLE, IF A STRUCTURE OR PERSONAL PROPERTY IS STOLEN, DAMAGED, OR DESTROYED IN A RIOT, THE INJURED PARTY MAY RECOVER ACTUAL DAMAGES SUSTAINED IN A CIVIL ACTION AGAINST THE COUNTY OR MUNICIPAL CORPORATION OF THE STATE IN WHICH THE RIOT OCCURRED.

REVISOR'S NOTE: This section is new language derived without substantive change from former Art. 82, § 1.

Subsection (a) of this section is revised as a definition of "structure" to avoid repetition of the items included within this definition in the substantive provisions of this section.

The Public Safety Article Review Committee notes, for consideration by the General Assembly, that under former Art. 82, § 1 – revised as the definition of "structure" in subsection (a) of this section – an injured party could recover only for damage sustained to those buildings, etc., specifically listed in the former law. It seems unlikely that the General Assembly intended, for example, to provide compensation for damage to a church or convent, but not for damage to a rectory. The General Assembly may wish to expand the definition of "structure" to cover other types of buildings.

In subsection (a)(2) of this section, the former reference to a dwelling "house" is deleted as implicit in the word "dwelling".

In subsection (a)(3) of this section, the reference to a "building" used or designed for certain purposes is substituted for the former reference to a "house" for accuracy.