

consideration by the General Assembly, that this section appears obsolete in light of the State criminal offenses concerning assault and reckless endangerment, which are codified at Art. 27, §§ 12A, 12A-1, and 12A-2 of the Code, and the federal criminal offenses concerning entering trains to commit a crime and wrecking trains, which are codified at 18 U.S.C. §§ 1991 and 1992.

460. UNAUTHORIZED BUYING OR SELLING TICKETS.

(A) IN GENERAL.

(1) UNLESS AUTHORIZED BY A RAILROAD COMPANY THAT MAINTAINS OFFICES IN THE STATE, A PERSON MAY NOT:

(I) BUY, SELL, OR ENGAGE IN THE BUSINESS OF BUYING OR SELLING RAILROAD TICKETS OR THE UNUSED PARTS OF TICKETS;

(II) ACT AS VENDOR OR BROKER OF WHOLE OR PARTLY USED RAILROAD TICKETS;

(III) SOLICIT PERSONALLY OR BY SIGN, ADVERTISEMENT, OR OTHERWISE FOR BUYING OR SELLING TICKETS; OR

(IV) AID OR ABET IN BUYING OR SELLING TICKETS WITHIN THE STATE.

(2) A PERSON WHO VIOLATES PARAGRAPH (1) OF THIS SUBSECTION IS GUILTY OF A MISDEMEANOR AND ON CONVICTION IS SUBJECT TO A FINE NOT EXCEEDING \$100 OR IMPRISONMENT NOT EXCEEDING 6 MONTHS OR BOTH.

(3) EACH ACT OF BUYING OR SELLING IS A SEPARATE OFFENSE.

(B) ENFORCEMENT.

IF A VIOLATION OF THIS SECTION OCCURS IN A COUNTY OR THE CITY OF BALTIMORE, THE STATE'S ATTORNEY FOR THE AFFECTED COUNTY OR THE CITY SHALL ENFORCE THIS SECTION.

REVISOR'S NOTE: Chapter 8, Acts of 1998, which enacted the Public Utility Companies Article, also added this section, which is derived without substantive change from former Art. 27, § 460.

In subsection (a)(1)(i), (iii), and (iv) of this section, the reference to "buying or selling" tickets is substituted for the former reference to "the buying and selling" of tickets, to conform to the terminology used in subsection (a)(3) of this section.

The Public Utility Companies Article Review Committee notes, for consideration by the General Assembly, that this section appears obsolete in light of the prohibition against theft, which is codified at Art. 27, § 342 of the Code and which carries a maximum penalty of a \$300 fine or imprisonment of 18 months, or both, if the property or that service that was subject of the theft has a value of less than \$300. If the property or