

Drunkenness and Disorderly Conduct.

1904, art. 27, sec. 95. 1888, art. 27, sec. 68. 1860, art. 30, sec. 42. 1892, ch. 672.
1902, ch. 215. 1904, ch. 118.

103. Every person who shall be found drunk, or acting in a disorderly manner, to the disturbance of the public peace, upon any public street or highway, in any city, town or county in this State, or at any place of public worship or public resort or amusement in any city, town or county of this State, shall be deemed guilty of a misdemeanor, and upon conviction thereof shall be subject to a fine of not less than one dollar and not more than twenty-five dollars and costs of prosecution; and when said fine and costs are not paid, the party so convicted shall be committed to the county jail for a term not exceeding thirty days or until discharged in due course of law. The justice of the peace for the respective counties of this State shall have concurrent jurisdiction over such offense with the circuit court for their respective counties; and justices of the peace selected to sit at the respective station houses in the city of Baltimore shall have concurrent jurisdiction over such offense with the criminal court of Baltimore City. This section not to apply to Frederick county.

Prosecutions for drunkenness must be brought within one month—article 57, section 12.

1914, ch. 542.

104. Any person who shall enter upon the land or premises of any other person, whether such person be the owner or lessee of said land or premises, and wilfully act in a disorderly manner by making loud and unseemly noises, or by profanely cursing or swearing or using obscene language while thereon, shall upon conviction thereof be sentenced to pay a fine of not less than one dollar and not more than twenty-five dollars, and to the costs of the prosecution; and the several justices of the peace of this State shall have concurrent jurisdiction over such offense with the Circuit Courts for their respective Counties; and when said fine and costs are not paid, the parties so convicted shall be committed to the County jail for a term not exceeding thirty days or until discharged in due course of law; *provided, however, that the provisions of this Section shall only apply to Montgomery County and Prince George's County.*

1904, art. 27, sec. 96. 1890, ch. 523, sec. 68A.

105. Any person who shall keep a disorderly house shall on conviction thereof be subject to a fine of not less than fifty dollars nor more than three hundred dollars, or to imprisonment in jail for not less than ten days nor more than six months, or to both fine and imprisonment.

This section held to have no application to an offense committed prior to its passage. Where a party has been convicted of a common law offense prior to the passage of a statute punishing the same offense, he is liable to the common law penalty; but where a statute which creates an offense is repealed (without a saving clause), a conviction cannot be had on a crime committed prior to the repeal. *Ex post facto* laws. *Beard v. State*, 74 Md. 131.