

Upon Highways," to create the offense of throwing, dumping or depositing of trash, junk or refuse on public highways and waters, to fix the penalties therefor, and to increase the penalties for throwing other material, such as bottles, glass, nails, upon highways. UPON HIGHWAYS," AND TO ADD A NEW SECTION 253 (F) TO SAID ARTICLE AND SUBTITLE, TO FOLLOW IMMEDIATELY AFTER SECTION 253(E) THEREOF, CREATING THE OFFENSE OF THROWING, DUMPING, OR DEPOSITING TRASH, JUNK OR REFUSE ON PUBLIC HIGHWAYS OR WATERS, PROVIDING FOR THE RESPONSIBILITY OF BOTH OWNERS AND OPERATORS OF VEHICLES IN THE ENFORCEMENT OF THIS SECTION 253, RELATING TO THE PENALTIES FOR VIOLATION OF THIS SECTION, SPECIFYING THE EFFECT OF THIS SECTION UPON THE SO-CALLED "POINT SYSTEM" IN THIS ARTICLE AND PROVIDING FOR THE GENERAL EFFECT OF THIS ACT.

SECTION 1. *Be it enacted by the General Assembly of Maryland,* That Sections 253(a) and (e) of Article 66-1/2 of the Annotated Code of Maryland (1957 Edition), title "Motor Vehicles," subtitle "Operation of Vehicles Upon Highways," be and they are hereby repealed and re-enacted, with amendments, AND TO ADD A NEW SECTION 253(F) TO SAID ARTICLE AND SUBTITLE, TO FOLLOW IMMEDIATELY AFTER SECTION 253(E) THEREOF, ALL to read as follows:

253.

(a) No person shall throw or deposit upon any highway any glass bottle, glass, nails, tacks, wire, cans, or any other substance likely to injure any person, animal, or vehicle upon such highway. *It is also unlawful for any person to throw, dump or deposit any trash, junk or other refuse upon any public highways or waters of this State.*

~~(e) Violation of this section shall be deemed to be a misdemeanor and any person upon conviction shall be punishable by a fine of [one (\$1.00) dollar to one hundred (\$100.00) dollars] not more than two hundred fifty dollars (\$250.00) or by imprisonment of not more than ninety (90) days, or both.~~

(E) IF THIS SECTION IS VIOLATED BY ONE OR MORE OCCUPANTS OF A MOTOR VEHICLE AND IT CANNOT BE DETERMINED WHICH OCCUPANT IS THE VIOLATOR, THE OWNER OF THE VEHICLE, IF PRESENT, SHALL BE PRESUMED TO BE RESPONSIBLE FOR THE VIOLATION; IN THE ABSENCE OF THE OWNER OF THE VEHICLE, THE OPERATOR OF THE VEHICLE SHALL BE PRESUMED TO BE RESPONSIBLE FOR THE VIOLATION.

(F) A VIOLATION OF ANY PROVISION OF THIS SECTION IS A MISDEMEANOR SUBJECT UPON CONVICTION TO A FINE OF NOT LESS THAN TEN DOLLARS (\$10.00) AND NOT MORE THAN ONE HUNDRED DOLLARS (\$100.00). HOWEVER, A VIOLATION OF THIS SECTION SHALL NOT BE DEEMED OR TREATED AS A MOVING VIOLATION UNDER SECTION 114A OF THIS ARTICLE.