

COUNTY COUNCIL OF BALTIMORE COUNTY, MARYLAND  
Legislative Session 2014, Legislative Day No. 3

Bill No. 6-14

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All Councilmembers  
By Request of County Executive

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By the County Council, February 3, 2014

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A BILL  
ENTITLED

AN ACT concerning

Electronic Device Dealers

FOR the purpose of authorizing the county to regulate electronic device dealers (“dealers”); prohibiting dealers from paying cash for electronic devices; requiring the licensing of dealers; providing for a certain ~~exception~~ exceptions; providing criteria for the licensing of dealers; prohibiting the transfer of a license; providing for certain fees; providing for the expiration and renewal of licenses; providing for the approval, denial, suspension and revocation of a license; providing for the maintenance and electronic reporting of certain records to the Police Department; providing a certain holding period for certain items; providing criminal penalties; providing for injunctive relief; authorizing certain

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EXPLANATION:      CAPITALS INDICATE MATTER ADDED TO EXISTING LAW.  
                          [Brackets] indicate matter stricken from existing law.  
                          ~~Strike out~~ indicates matter stricken from bill.  
                          Underlining indicates amendments to bill.

departments to adopt certain regulations; defining certain terms; providing for application of this Act; and generally relating to the regulation of electronic device dealers.

By repealing and reenacting, without amendments

Section 21-1-101

Article 21. Permits, Licenses and Business Regulation

Baltimore County Code, 2003

By adding

Sections 21-22-101 through 21-22-117

Title 22. Electronic Device Dealers

Article 21. Permits, Licenses and Business Regulation

Baltimore County Code, 2003

1           SECTION 1. BE IT ENACTED BY THE COUNTY COUNCIL OF BALTIMORE  
2 COUNTY, MARYLAND, that the Laws of Baltimore County shall read as follows:

3

4

Article 21. Permits, Licenses and Business Regulation

5

6 § 21-1-101.

7

(a) In this article the following words have the meanings indicated.

8

(b) “Chief of Police” means the county Chief of Police or the Chief’s designee.

9

(c) “Department” means the Department of Permits, Approvals and Inspections.

1 (d) "Director" means the Director of the Department of Permits, Approvals and  
2 Inspections.

3  
4 TITLE 22. ELECTRONIC DEVICE DEALERS.

5  
6 § 21-22-101.

7 (A) IN THIS TITLE THE FOLLOWING TERMS HAVE THE MEANINGS  
8 INDICATED.

9 (B) "DIRECTOR" INCLUDES THE DIRECTOR'S DESIGNEE.

10  
11 (C) "ELECTRONIC DEVICE" OR "DEVICE" MEANS A PORTABLE BATTERY-  
12 POWERED DEVICE WITH A SERIAL NUMBER THAT IS CAPABLE OF:

13 (1) BEING EASILY TRANSPORTED OR CONVEYED BY A PERSON; AND

14 (2) FACILITATING COMMUNICATION THROUGH VOICE, DATA, TEXT,  
15 OR OTHER VISUAL OR AUDITORY FORMAT.

16 (D) (1) "ELECTRONIC DEVICE DEALER" OR "DEALER" MEANS A PERSON  
17 ENGAGED IN THE BUSINESS OF BUYING PRE-OWNED ELECTRONIC DEVICES.

18 (2) "ELECTRONIC DEVICE DEALER" OR "DEALER" DOES NOT INCLUDE A  
19 WIRELESS SERVICE PROVIDER, ITS AGENTS OR RETAILERS WHOSE PRIMARY  
20 BUSINESS INVOLVES:

21 (I) TRANSACTING IN THE SALE AND ACTIVATION OF ELECTRONIC  
22 DEVICES ON THE WIRELESS NETWORK; OR

1           (II) CONDUCTING TRANSACTIONS INVOLVING THE TRADE-IN OF AN  
2           ELECTRONIC DEVICE WHEN THE TRADE-IN VALUE IS APPLIED AS A  
3           CREDIT ON THE CUSTOMER’S ACCOUNT OR IN A FORM OF CREDIT OR GIFT  
4           CARD THAT MAY ONLY BE REDEEMED WITH THE WIRELESS PROVIDER OR  
5           ITS AGENT OR RETAILER.

6  
7           (E) “PAYMENT IN CASH” MEANS PAYMENT IN THE FORM OF:

8                   (1) CASH, MEANING THE LEGAL TENDER OF THE UNITED STATES OR  
9           ANY OTHER COUNTRY;

10                   (2) PRE-PAID DEBIT CARD OR ANY SIMILAR TENDER THAT ALLOWS  
11           THE SELLER TO CONVERT AND SPEND THE VALUE OF THE CARD OR SIMILAR  
12           TENDER AS CASH AS DESCRIBED IN PARAGRAPH (1) OF THIS SUBSECTION  
13           WITHOUT PROVIDING THE IDENTITY OF THE SELLER WHEN USING THE PRE-PAID  
14           DEBIT CARD OR SIMILAR TENDER; OR

15                   (3) WITHDRAWAL FROM AN AUTOMATED TELLER MACHINE.

16           (F)(1) “PERSON” MEANS ANY INDIVIDUAL, CORPORATION, PARTNERSHIP,  
17           JOINT VENTURE, FIRM, ASSOCIATION, OR OTHER ENTITY.

18                   (2) “PERSON” DOES NOT INCLUDE, UNLESS OTHERWISE EXPRESSLY  
19           PROVIDED, A GOVERNMENTAL ENTITY OR AN INSTRUMENTALITY OR UNIT OF A  
20           GOVERNMENTAL ENTITY.

21           (G) “SELLER” MEANS AN INDIVIDUAL WHO SELLS OR OFFERS TO  
22           TRANSFER A PRE-OWNED DEVICE TO A DEALER IN EXCHANGE FOR ANY  
23           CONSIDERATION .

1 (H) "TRANSFER" MEANS TO SELL AN ELECTRONIC DEVICE IN EXCHANGE  
2 FOR ANY CONSIDERATION.

3  
4 § 21-22-102.

5 THIS TITLE APPLIES TO AN ELECTRONIC DEVICE DEALER WHO BUYS ANY PRE-  
6 OWNED ELECTRONIC DEVICE FROM ANY SELLER.

7  
8 § 21-22-103.

9 (A) A PERSON MAY NOT DO BUSINESS AS AN ELECTRONIC DEVICE DEALER  
10 WITHOUT HAVING FIRST OBTAINED A LICENSE TO DO SO FROM THE DIRECTOR.

11 (B) A LICENSED PAWNSHOP AS REGULATED UNDER § 436 OF THE  
12 BALTIMORE COUNTY ZONING REGULATIONS IS NOT ~~REQUIRED TO OBTAIN A~~  
13 ~~LICENSE UNDER THIS TITLE BUT IS REQUIRED TO PROVIDE THE REPORTS TO THE~~  
14 ~~CHIEF OF POLICE AS REQUIRED UNDER APPLICABLE LAW~~ SUBJECT TO THIS  
15 TITLE.

16  
17  
18 § 21-22-104.

19 (A) THE DIRECTOR SHALL CHARGE A LICENSE APPLICATION FEE AND A  
20 FEE FOR EACH LICENSE REQUIRED BY THIS TITLE.

21 (B) A LICENSE SHALL BE ISSUED FOR 5 YEARS AND THE LICENSE FEE  
22 SHALL BE DUE ON APPLICATION FOR A NEW OR RENEWED LICENSE.

23 (C) (1) THE COUNTY MAY NOT REFUND A LICENSE APPLICATION FEE.

1 (2) THE COUNTY MAY REFUND A FIRST 5-YEAR LICENSE FEE  
2 SUBMITTED WITH THE INITIAL APPLICATION IF THE INITIAL LICENSE IS NOT  
3 GRANTED.

4 (D) THE COUNTY ADMINISTRATIVE OFFICER SHALL ESTABLISH A FEE  
5 SCHEDULE FOR A LICENSE APPLICATION AND A LICENSE, INCLUDING THE  
6 RENEWAL FEE.

7 (E) IF A PERSON REQUIRED TO BE LICENSED UNDER THIS TITLE CEASES TO  
8 DO BUSINESS AS A DEALER, THE LICENSE SHALL BE RETURNED TO THE  
9 DEPARTMENT ON CESSATION OF TRANSACTIONS INVOLVING THE TRANSFER OF  
10 ELECTRONIC DEVICES.

11  
12 § 21-22-105.

13 (A) AN APPLICATION FOR A LICENSE SHALL BE SUBMITTED TO THE  
14 DEPARTMENT ON A FORM REQUIRED BY THE DIRECTOR.

15 (B) AN APPLICATION SHALL INCLUDE A STATEMENT ATTESTING TO THE  
16 TRUTH OF THE INFORMATION PROVIDED UNDER PENALTIES OF PERJURY, WHICH  
17 SHALL BE SIGNED BY:

18 (1) EACH INDIVIDUAL LISTED ON THE APPLICATION; OR

19 (2) IF THE APPLICANT IS A CORPORATION, ASSOCIATION,  
20 PARTNERSHIP, SOLE PROPRIETORSHIP, OR OTHER BUSINESS ENTITY, EACH  
21 AUTHORIZED OFFICER, DIRECTOR, OR GENERAL PARTNER OF THE APPLICANT.

22 (C) AN APPLICATION SHALL BE ACCOMPANIED BY PAYMENT OF THE  
23 APPLICATION FEE AND THE LICENSE FEE FOR THE FIRST 5-YEAR TERM.

1 (D) A MINOR MAY NOT RECEIVE A LICENSE UNDER THIS TITLE.

2 (E) DURING THE TERM OF THE LICENSE, IF THERE IS A CHANGE IN THE  
3 INFORMATION THAT A PERSON PROVIDED IN AN APPLICATION FOR A LICENSE  
4 OR LICENSE RENEWAL, THE PERSON SHALL:

5 (1) REPORT THE CHANGE TO THE DEPARTMENT WITHIN 30 DAYS  
6 AFTER THE CHANGE OCCURS; AND

7 (2) CERTIFY, UNDER PENALTIES OF PERJURY, THAT THE NEW  
8 INFORMATION IS CORRECT.

9 (F) AN APPLICATION SHALL INCLUDE AN AUTHORIZATION FOR  
10 GOVERNMENTAL INSPECTION, INCLUDING INSPECTION BY THE CHIEF OF  
11 POLICE, OF THE PREMISES OR ANY OFF-SITE STORAGE LOCATION AT ANY TIME  
12 FOR THE PURPOSE OF ENSURING COMPLIANCE WITH THIS TITLE.

13

14 § 21-22-106.

15 THE DIRECTOR MAY APPROVE AN APPLICATION UNLESS:

16 (1) THE INFORMATION PROVIDED BY THE APPLICANT IS INCORRECT  
17 OR INCOMPLETE; OR

18 (2) THE PREMISES LISTED IN THE APPLICATION DOES NOT COMPLY  
19 WITH THE COUNTY'S HEALTH, ZONING, FIRE, OR BUILDING CODE  
20 REQUIREMENTS.

21

22 § 21-22-107.

1 (A) A LICENSE TO DO BUSINESS AS AN ELECTRONIC DEVICE DEALER MAY  
2 NOT BE TRANSFERRED FROM ONE PERSON TO ANOTHER.

3 (B) A PERSON WHO HOLDS A LICENSE UNDER THIS TITLE SHALL NOTIFY  
4 THE DIRECTOR IN WRITING BEFORE MOVING THE ESTABLISHMENT OR ANY OFF-  
5 SITE STORAGE LOCATION FROM ONE LOCATION TO ANOTHER LOCATION.

6  
7 § 21-22-108.

8 (A) AN ELECTRONIC DEVICE DEALER MAY NOT PAY FOR AN ELECTRONIC  
9 DEVICE BY PAYMENT IN CASH.

10 (B) AN ELECTRONIC DEVICE DEALER MAY NOT BUY OR OTHERWISE  
11 ACQUIRE ANY ELECTRONIC DEVICE IN A TRANSACTION WITH A MINOR.

12  
13 § 21-22-109

14 (A) ANY INDIVIDUAL WHO TRANSFERS AN ELECTRONIC DEVICE TO AN  
15 ELECTRONIC DEVICE DEALER SHALL PROVIDE THE DEALER WITH THE  
16 INFORMATION THAT THE DEALER IS REQUIRED TO REPORT TO THE CHIEF OF  
17 POLICE UNDER THIS TITLE.

18 (B) A DEALER MAY NOT BUY ANY DEVICE FROM A PERSON WHO REFUSES  
19 OR FAILS TO PROVIDE THE INFORMATION REQUIRED BY THIS SECTION.

20 (C) (1) A DEALER SHALL TAKE AND STORE A PHOTOGRAPH OF EACH  
21 SELLER WHO TRANSFERS A DEVICE TO THE DEALER.



1 (2) A PHOTOGRAPH TAKEN UNDER THIS SUBSECTION, TO THE BEST  
2 OF THE ABILITY OF THE PHOTOGRAPHER, SHALL INCLUDE AT LEAST FULL  
3 HEAD, FULL FACE, FRONT VIEW, EYES OPEN, AND NATURAL EXPRESSION.

4 (D) A DEALER SHALL:

5 (1) REQUIRE A SELLER TO PRESENT A DRIVER'S LICENSE OR  
6 GOVERNMENT-ISSUED PHOTOGRAPH IDENTIFICATION CARD USED TO VERIFY  
7 THE IDENTITY OF THE SELLER;

8 (2) EXAMINE THE DRIVER'S LICENSE OR IDENTIFICATION  
9 PROVIDED TO ENSURE TO THE BEST OF THE DEALER'S ABILITY THAT THE  
10 DRIVER'S LICENSE OR IDENTIFICATION IS MORE LIKELY THAN NOT THE TRUE  
11 AND PROPER IDENTIFICATION OF THE SELLER; AND

12 (3) MAKE AND STORE A COPY OF THE LICENSE OR IDENTIFICATION  
13 CARD REQUIRED UNDER THIS SUBSECTION.

14  
15 § 21-22-110.

16 (A) EACH ELECTRONIC DEVICE DEALER SHALL:

17 (1) KEEP AN ACCURATE RECORD IN ENGLISH OF EACH  
18 TRANSACTION IN WHICH ANY SELLER TRANSFERS ANY ELECTRONIC DEVICE TO  
19 THE DEALER; AND

20 (2) FILE WITH THE CHIEF OF POLICE A DAILY REPORT OF EACH  
21 TRANSFER FROM A SELLER TO THE DEALER OF AN ELECTRONIC DEVICE IN A  
22 FORMAT THAT IS ACCEPTABLE TO THE CHIEF BY 5:00 P.M. ON THE BUSINESS DAY  
23 IMMEDIATELY FOLLOWING THE DAY FOR WHICH THE REPORT IS MADE.

1 (B) THE CHIEF OF POLICE MAY PROVIDE THAT THE DAILY REPORT SHALL  
2 CONTAIN ANY OF THE FOLLOWING INFORMATION:

3 (1) THE DATE, TIME, AND PLACE OF EACH TRANSACTION;

4 (2) A DESCRIPTION OF EACH DEVICE TRANSFERRED IN THAT  
5 TRANSACTION, INCLUDING:

6 (I) THE MAKER OF THE DEVICE;

7 (II) THE TYPE OF DEVICE (I.E. CELL PHONE AND THE LIKE);

8 AND

9 (III) THE SERIAL NUMBER OF THE DEVICE;

10 (3) A DIGITAL PHOTOGRAPH OF THE DEVICE;

11 (4) THE SELLER'S:

12 (I) NAME;

13 (II) DATE OF BIRTH;

14 (III) ADDRESS; AND

15 (IV) THE TYPE AND NUMBER OF THE DRIVER'S LICENSE OR  
16 GOVERNMENT-ISSUED PHOTOGRAPH IDENTIFICATION CARD USED TO VERIFY  
17 THIS INFORMATION;

18 (5) IF THE SELLER IS ACTING AS AN AGENT FOR A PRINCIPAL, THE  
19 PRINCIPAL'S LEGAL NAME AND ADDRESS;

20 (6) THE SIGNATURE OF THE SELLER AND AN AUTHORIZED AGENT  
21 OF THE DEALER; AND

22 (7) ANY OTHER INFORMATION CONSIDERED NECESSARY BY THE  
23 CHIEF OF POLICE.

1 (C) A DEALER SHALL RETAIN AT ITS PLACE OF BUSINESS ALL RECORDS OF  
2 A TRANSACTION FOR AT LEAST 1 YEAR AFTER THE DATE OF THE TRANSACTION.

3  
4 § 21-22-111.

5 (A)(1) EXCEPT AS AUTHORIZED UNDER SUBSECTION (B) OF THIS SECTION,  
6 EACH ELECTRONIC DEVICE DEALER SHALL HOLD AT A LOCATION IDENTIFIED IN  
7 THE LICENSE APPLICATION ALL ACQUIRED ELECTRONIC DEVICES FOR AT LEAST  
8 18 DAYS AFTER THE REPORT OF ITS ACQUISITION IS MADE IN ACCORDANCE  
9 WITH THIS TITLE.

10 (2)(I) THE DEALER SHALL TAG EACH ELECTRONIC DEVICE  
11 INDIVIDUALLY WITH A NUMBER THAT CORRESPONDS TO THE TRANSACTION  
12 UNDER WHICH THE ELECTRONIC DEVICE WAS ACQUIRED.

13 (II) IF ELECTRONIC DEVICES ARE ACQUIRED IN A MATCHING  
14 SET, THE DEALER MAY TAG THE DEVICES AS A SET.

15 (3) EACH ELECTRONIC DEVICE SHALL REMAIN TAGGED UNDER THIS  
16 SUBSECTION FOR THE ENTIRE PERIOD THAT THE ITEM REMAINS IN THE  
17 DEALER'S INVENTORY.

18 (B) (1) THE CHIEF OF POLICE MAY ADOPT PROCEDURES FOR GRANTING  
19 WAIVERS OR PERMITTING SHORTER HOLDING PERIODS, ON AN AD HOC OR  
20 LONG-TERM BASIS, IN CASES OF HARDSHIP.

21 (2) THE CHIEF OF POLICE MAY CONDITION A WAIVER OR SHORTER  
22 HOLDING PERIOD ON THE RECORD-KEEPING OR OTHER REQUIREMENTS THAT

1 THE CHIEF CONSIDERS NECESSARY TO PRESERVE THE INTEGRITY OF THE  
2 REPORTING AND HOLDING REQUIREMENTS OF THIS TITLE.

3 (C) (1) AFTER THE HOLD PERIOD SPECIFIED BY SUBSECTION (A) OF THIS  
4 SECTION, A DEALER SHALL CONTINUE TO HOLD ANY DEVICE SUBJECT TO THIS  
5 SECTION IF:

6 (I) A LAW ENFORCEMENT OFFICER REQUESTS THE DEALER  
7 TO SO DO;

8 (II) THE LAW ENFORCEMENT OFFICER HAS REASONABLE  
9 CAUSE TO BELIEVE THE DEVICE HAS BEEN STOLEN; AND

10 (III) THE DEVICE HAS BEEN IDENTIFIED UNDER § 21-22-  
11 112(A)(2) OF THIS TITLE.

12 (2) ANY DEVICE PLACED ON ADDITIONAL HOLD BY THE CHIEF OF  
13 POLICE UNDER THIS SUBSECTION SHALL BE HELD BY THE DEALER UNTIL:

14 (I) THE CHIEF OF POLICE SEIZES THE DEVICE;

15 (II) THE CHIEF OF POLICE RELEASES THE HOLD OR DIRECTS  
16 THE DEVICE TO BE RELEASED TO THE OWNER; OR

17 (III) 1 YEAR AFTER THE ADDITIONAL POLICE HOLD WAS  
18 IMPOSED.

19  
20 § 21-22-112.

21 (A) AN ELECTRONIC DEVICE DEALER SHALL RELEASE TO THE CHIEF OF  
22 POLICE ANY ELECTRONIC DEVICE IN ITS POSSESSION IF:

23 (1) THE DEVICE IS ESTABLISHED TO BE STOLEN;

1 (2) THE OWNER OF THE DEVICE OR THE VICTIM OF THE THEFT HAS:

2 (I) POSITIVELY IDENTIFIED THE DEVICE; AND

3 (II) PROVIDED AN AFFIDAVIT OF OWNERSHIP AND MADE A  
4 REPORT OF THE THEFT OF THE DEVICE TO A LAW ENFORCEMENT AGENCY;

5 (3) THE STOLEN PROPERTY REPORT DESCRIBES THE DEVICE BY:

6 (I) DATE;

7 (II) INITIALS;

8 (III) AN INSURANCE RECORD;

9 (IV) A PHOTOGRAPH;

10 (V) A SALES RECEIPT;

11 (VI) A SERIAL NUMBER;

12 (VII) SPECIFIC DAMAGE;

13 (VIII) A STATEMENT OF FACTS THAT SHOW THE DEVICE IS  
14 ONE OF A KIND; OR

15 (IX) A UNIQUE ENGRAVING; AND

16 (4) THE DEALER IS GIVEN A RECEIPT FOR THE DEVICE RELEASED.

17 (B) WHEN THE CHIEF OF POLICE NO LONGER NEEDS A DEVICE FOR  
18 EVIDENCE, THE DEVICE SHALL BE RETURNED TO THE OWNER.

19 (C) A DEALER WHO IS REQUIRED TO RELEASE A DEVICE UNDER THIS  
20 SECTION IS NOT ENTITLED TO DEMAND, OR TO CONDITION THE RELEASE ON,  
21 ANY REIMBURSEMENT FROM:

22 (1) THE CHIEF OF POLICE;

23 (2) THE OWNER OF THE DEVICE; OR

1 (3) THE VICTIM OF THE THEFT.

2  
3 § 21-22-113.

4 (A) AN ELECTRONIC DEVICE DEALER SHALL ALLOW A LAW  
5 ENFORCEMENT OFFICER, ACTING IN OFFICIAL CAPACITY, TO:

6 (1) ENTER THE DEALER'S PLACE OF BUSINESS OR STORAGE  
7 PREMISES DURING REGULAR BUSINESS HOURS; AND

8 (2) INSPECT:

9 (I) ANY RECORD OF A TRANSFER THAT IS SUBJECT TO THIS  
10 TITLE; AND

11 (II) ANY ELECTRONIC DEVICE ON THE PREMISES.

12 (B) ON THE REQUEST OF THE DEALER, THE LAW ENFORCEMENT OFFICER  
13 SHALL MAKE THE INSPECTION IN THE PRESENCE OF THE DEALER.

14 (C) IF THE DEALER REFUSES TO ALLOW ACCESS OR REFUSES TO PRODUCE  
15 A RECORD OR DEVICE FOR INSPECTION, THE LAW ENFORCEMENT OFFICER MAY  
16 SEEK A SEARCH WARRANT.

17  
18  
19 § 21-22-114.

20 (A) THE DIRECTOR MAY ISSUE AN ORDER DENYING, REFUSING TO RENEW,  
21 REVOKING, OR SUSPENDING A LICENSE FOR THE FOLLOWING REASONS:

1 (1) THE INFORMATION PROVIDED BY THE LICENSEE OR APPLICANT  
2 IN THE APPLICATION IS INCORRECT, INCOMPLETE, OR HAS NOT BEEN UPDATED  
3 AS REQUIRED BY THIS TITLE;

4 (2) A LICENSEE HAS FAILED TO COMPLY WITH A CORRECTION  
5 NOTICE OR CITATION;

6 (3) THE LICENSEE OR APPLICANT HAS VIOLATED ONE OR MORE OF  
7 THE PROVISIONS OF THIS TITLE; OR

8 (4) AFTER INVESTIGATION, THE CHIEF OF POLICE DETERMINES  
9 THAT THE ELECTRONIC DEVICE DEALER HAS BEEN ENGAGING IN A PATTERN  
10 AND PRACTICE OF RECEIVING STOLEN ELECTRONIC DEVICES.

11 (B) (1) AN ORDER DENYING, REFUSING TO RENEW, REVOKING, OR  
12 SUSPENDING A LICENSE SHALL BE SERVED ON THE LICENSEE OR APPLICANT BY  
13 CERTIFIED MAIL, RESTRICTED DELIVERY OR BY PERSONAL SERVICE.

14 (2) THE ORDER SHALL CONTAIN THE REASONS FOR THE DENIAL,  
15 REFUSAL TO RENEW, REVOCATION, OR SUSPENSION.

16 (3) IF SERVICE CANNOT BE OBTAINED BY CERTIFIED MAIL,  
17 RESTRICTED DELIVERY OR PERSONAL SERVICE, THE NOTICE MAY BE POSTED IN  
18 A CONSPICUOUS LOCATION ON THE DEALER'S ESTABLISHMENT.

19 (C) AN ORDER ISSUED UNDER THIS SECTION IS NOT SUBJECT TO APPEAL  
20 TO THE BOARD OF APPEALS.

21  
22 § 21-22-115.

1 (A) THE CHIEF OF POLICE MAY INSTITUTE ANY ACTION AT LAW OR  
2 EQUITY, INCLUDING INJUNCTION OR MANDAMUS, TO ENFORCE THE PROVISIONS  
3 OF THIS TITLE.

4 (B) A PERSON WHO VIOLATES ANY PROVISION OF THIS TITLE IS GUILTY OF  
5 A MISDEMEANOR AND ON CONVICTION IS SUBJECT TO A FINE NOT EXCEEDING  
6 \$1,000 OR IMPRISONMENT NOT EXCEEDING 6 MONTHS OR BOTH.

7  
8 § 21-22-116.

9 THE CHIEF OF POLICE AND THE DIRECTOR MAY EACH ADOPT REGULATIONS TO  
10 CARRY OUT THE PURPOSES THIS TITLE.

11  
12 § 21-22-117.

13 IF ANY SECTION, SUBSECTION, SENTENCE, CLAUSE, PHRASE, OR PORTION OF  
14 THIS TITLE IS, FOR ANY REASON, HELD INVALID OR UNCONSTITUTIONAL BY A  
15 COURT OF COMPETENT JURISDICTION, THE PORTION IS DEEMED A SEPARATE,  
16 DISTINCT, AND INDEPENDENT PROVISION. THE HOLDING DOES NOT AFFECT THE  
17 VALIDITY OF THE REMAINING PORTION OF THIS TITLE. IT IS THE INTENT OF THE  
18 COUNTY THAT THIS TITLE WOULD HAVE BEEN ENACTED NOTWITHSTANDING  
19 THE INVALIDITY OF ANY SECTION, SUBSECTION, SENTENCE, CLAUSE, PHRASE,  
20 OR PORTION OF THE TITLE.

21  
22 SECTION 2. AND BE IT FURTHER ENACTED, that an electronic device dealer as  
23 defined in Article 21, Title 22 of the Baltimore County Code, 2003 in operation on or before the



1 effective date of this Act, shall obtain an electronic device dealer license under Article 21, Title  
2 22 of the Baltimore County Code, 2003 by April 16, ~~2013~~ 2014.

3

4 SECTION 3. AND BE IT FURTHER ENACTED, that this Act, having passed by the  
5 affirmative vote of five members of the County Council, shall take effect on March 16, ~~2013~~  
6 2014.