
By: **Montgomery County Delegation**

Introduced and read first time: February 1, 2005

Assigned to: Environmental Matters

A BILL ENTITLED

1 AN ACT concerning

2 **Montgomery County - Highways - Prohibition on Use for Solicitations**
3 **MC 502-05**

4 FOR the purpose of prohibiting a person from standing in a roadway, median divider,
5 or intersection in Montgomery County to solicit money or donations from an
6 occupant of a vehicle; and generally relating to restrictions on the use of
7 highways in Montgomery County for solicitation.

8 BY repealing and reenacting, with amendments,
9 Article - Transportation
10 Section 21-507
11 Annotated Code of Maryland
12 (2002 Replacement Volume and 2004 Supplement)

13 SECTION 1. BE IT ENACTED BY THE GENERAL ASSEMBLY OF
14 MARYLAND, That the Laws of Maryland read as follows:

15 **Article - Transportation**

16 21-507.

17 (a) Except for the occupant of a disabled vehicle who seeks the aid of another
18 vehicle, a person may not stand in a roadway to solicit a ride, employment, or
19 business from the occupant of any vehicle.

20 (b) A person may not stand on or near a highway to solicit any other person to
21 watch or guard any vehicle while it is parked or about to be parked on a highway.

22 (c) In Charles County, Frederick County, Harford County, MONTGOMERY
23 COUNTY, and Washington County, a person may not stand in a roadway, median
24 divider, or intersection to solicit money or donations of any kind from the occupant of
25 a vehicle.

26 (d) (1) In Prince George's County:

1 (i) A child under the age of 15 years may not stand in a roadway,
2 median divider, or intersection to solicit money or donations of any kind from the
3 occupant of a vehicle; and

4 (ii) An adult may not cause, encourage, allow, or petition a child
5 under the age of 15 years to stand in a roadway, median divider, or intersection to
6 solicit money or donations of any kind from the occupant of a vehicle.

7 (2) A child under the age of 15 years may not be found guilty or
8 adjudicated delinquent for a violation of paragraph (1)(i) of this subsection if an adult
9 caused, encouraged, allowed, or petitioned the child in violation of paragraph (1)(ii) of
10 this subsection.

11 (e) (1) This subsection applies to Anne Arundel County.

12 (2) In this subsection, "qualified organization" means a fire company or a
13 bona fide religious, fraternal, civic, war veterans', or charitable organization.

14 (3) The Anne Arundel County Council may, by ordinance, enact a
15 licensing program for individuals who are 18 years old or older and qualified
16 organizations that wish to solicit money or donations from the occupant of a vehicle
17 by standing in a roadway, median divider, or intersection.

18 (4) The restriction on the age of individuals who may be licensed under
19 the authority granted to the Anne Arundel County Council under paragraph (3) of
20 this subsection applies to individuals who participate in the solicitation of donations
21 as members or on behalf of the qualified organization.

22 (5) If the County Council enacts an ordinance establishing a licensing
23 program authorized by paragraph (3) of this subsection, the ordinance:

24 (i) May impose on an applicant that is an individual or a qualified
25 organization a fee for the license, subject to item (ii) of this paragraph, in an amount
26 not to exceed the county's cost to administer the program;

27 (ii) May not impose a fee exceeding \$100 per year for each applicant
28 for a license or a renewal of a license;

29 (iii) Shall include provisions for the duration and renewal of the
30 license;

31 (iv) May require that an applicant or licensee provide notice to the
32 county as to the dates on which the solicitation will occur; and

33 (v) May provide for:

34 1. An exemption from the fee for an individual who is unable
35 to pay the fee; and

