

SENATE BILL 17

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1998 Regular Session
8lr0117
CF 8lr1243

(PRE-FILED)

By: ~~Senator Baker~~ **Senators Baker, Middleton, and Dyson**

Requested: July 15, 1997

Introduced and read first time: January 14, 1998

Assigned to: Judicial Proceedings

Committee Report: Favorable with amendments

Senate action: Adopted

Read second time: February 25, 1998

CHAPTER _____

1 AN ACT concerning

2 **Charitable Solicitations - Professional Solicitors**

3 FOR the purpose of altering the definition of "professional solicitor" under the
4 Maryland Charitable Solicitations Act to include certain persons who solicit or
5 receive contributions for certain organizations; providing that the Maryland
6 Charitable Solicitations Act applies to professional solicitors employed by
7 certain organizations; and generally relating to professional solicitors.

8 BY repealing and reenacting, with amendments,
9 Article - Business Regulation
10 Section 6-101(i) and 6-102(b)
11 Annotated Code of Maryland
12 (1992 Volume and 1997 Supplement)

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

15 **Article - Business Regulation**

16 6-101.

- 17 (i) (1) "Professional solicitor" means a person who, for pay:
- 18 (i) advises a charitable organization about a charitable solicitation;
- 19 (ii) holds, plans, or manages a charitable solicitation; [or]

1 (iii) solicits or receives charitable contributions for a charitable
2 organization, personally or through an associate solicitor; OR

3 (IV) SOLICITS OR RECEIVES CONTRIBUTIONS FOR AN AMBULANCE,
4 FIRE FIGHTING, ~~FRATERNAL, FIRE CHIEFS, OR RESCUE, OR POLICE OR OTHER LAW~~
5 ~~ENFORCEMENT~~ ORGANIZATION, PERSONALLY OR THROUGH AN ASSOCIATE
6 SOLICITOR.

7 (2) "Professional solicitor" does not include:

8 (i) an attorney, investment counselor, or banker because of
9 advising a client or customer to contribute to a charitable organization;

10 (ii) a salaried officer or employee of a charitable organization that
11 keeps a permanent office in the State; or

12 (iii) a person who solicits, receives, or collects used personal
13 property, including household goods, furniture, appliances, or clothing, if the property
14 is displayed or resold to the public at a retail establishment.

15 6-102.

16 (b) (1) [This] EXCEPT AS PROVIDED IN PARAGRAPH (2) OF THIS
17 SUBSECTION, THIS title does not apply to fund-raising by a volunteer organization of
18 fire fighters or rescue or ambulance personnel for its ambulance, fire fighting, or
19 rescue operations.

20 (2) THIS TITLE APPLIES TO A PROFESSIONAL SOLICITOR EMPLOYED BY
21 A VOLUNTEER ORGANIZATION OF FIRE FIGHTERS OR RESCUE OR AMBULANCE
22 PERSONNEL.

23 SECTION 2. AND BE IT FURTHER ENACTED, That this Act shall take effect
24 October 1, 1998.