

HOUSE BILL 827

R5

9lr0618

By: **Montgomery County Delegation**

Introduced and read first time: February 11, 2009

Assigned to: Environmental Matters

A BILL ENTITLED

1 AN ACT concerning

2 **Montgomery County - Solicitation by Adults of Money or Donations from**
3 **Occupants of Vehicles - Adoption of a Permit Program**

4 **MC 920-09**

5 FOR the purpose of authorizing the Montgomery County Council or the governing
6 body of a municipal corporation in Montgomery County to enact a local law to
7 require an adult or an adult representative of certain organizations to obtain a
8 certain permit before standing in a roadway, median divider, or intersection to
9 solicit money or donations of any kind from the occupant of a vehicle;
10 prohibiting an adult from standing, or causing, encouraging, allowing, or
11 petitioning a person to stand in a roadway, median divider, or intersection to
12 solicit money or donations from the occupant of a vehicle, if a certain permit is
13 required under a local law enacted under this Act and the permit has not been
14 obtained in accordance with the local law; defining a certain term; and generally
15 relating to the solicitation of money from occupants of vehicles in Montgomery
16 County.

17 BY repealing and reenacting, with amendments,
18 Article - Transportation
19 Section 21-507(g)
20 Annotated Code of Maryland
21 (2006 Replacement Volume and 2008 Supplement)

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

24 **Article - Transportation**

25 21-507.

EXPLANATION: CAPITALS INDICATE MATTER ADDED TO EXISTING LAW.

[Brackets] indicate matter deleted from existing law.



1 (g) **(1) THIS SUBSECTION APPLIES ONLY IN MONTGOMERY COUNTY.**

2 **(2) IN THIS SUBSECTION, "QUALIFIED ORGANIZATION" MEANS A**
3 **FIRE COMPANY OR BONA FIDE RELIGIOUS, FRATERNAL, CIVIC, WAR VETERANS',**
4 **OR CHARITABLE ORGANIZATION.**

5 **[(1)] (3) (I) [In Montgomery County, a] A child under the age of**
6 **18 years may not stand in a roadway, median divider, or intersection to solicit money**
7 **or donations of any kind from the occupant of a vehicle.**

8 **[(2)] (II) This [subsection] PARAGRAPH shall be enforced by the**
9 **issuance of a warning that informs the offender of the requirements of this**
10 **[subsection] PARAGRAPH.**

11 **(4) (I) THE MONTGOMERY COUNTY COUNCIL OR THE**
12 **GOVERNING BODY OF A MUNICIPAL CORPORATION IN MONTGOMERY COUNTY**
13 **MAY ENACT A LOCAL LAW TO REQUIRE ADULTS OR ADULT REPRESENTATIVES OF**
14 **QUALIFIED ORGANIZATIONS TO OBTAIN A PERMIT BEFORE THE ADULT OR**
15 **ADULT REPRESENTATIVE MAY STAND IN A ROADWAY, MEDIAN DIVIDER, OR**
16 **INTERSECTION TO SOLICIT MONEY OR DONATIONS OF ANY KIND FROM THE**
17 **OCCUPANT OF A VEHICLE.**

18 **(II) IF A PERMIT IS REQUIRED UNDER A LOCAL LAW**
19 **ENACTED UNDER SUBPARAGRAPH (I) OF THIS PARAGRAPH, A PERSON WHO HAS**
20 **NOT OBTAINED A PERMIT IN ACCORDANCE WITH THE LOCAL LAW MAY NOT:**

21 **1. STAND IN A ROADWAY, MEDIAN DIVIDER, OR**
22 **INTERSECTION TO SOLICIT MONEY OR DONATIONS OF ANY KIND FROM THE**
23 **OCCUPANT OF A VEHICLE; OR**

24 **2. CAUSE, ENCOURAGE, ALLOW, OR PETITION A**
25 **PERSON TO STAND IN A ROADWAY, MEDIAN DIVIDER, OR INTERSECTION TO**
26 **SOLICIT MONEY OR DONATIONS OF ANY KIND FROM THE OCCUPANT OF A**
27 **VEHICLE.**

28 SECTION 2. AND BE IT FURTHER ENACTED, That this Act shall take effect
29 October 1, 2009.