

# HOUSE BILL 864

R5

9lr0486

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By: **Howard County Delegation**

Introduced and read first time: February 12, 2009

Assigned to: Environmental Matters

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Committee Report: Favorable

House action: Adopted

Read second time: March 21, 2009

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## CHAPTER \_\_\_\_\_

1 AN ACT concerning

2 **Howard County – Roadside Solicitation of Money or Donations – Prohibition**

3 **Ho. Co. 9-09**

4 FOR the purpose of prohibiting a person from standing in a State highway or the  
5 highway right-of-way in Howard County to solicit money or donations from an  
6 occupant of a vehicle; making the provisions of this Act severable; and generally  
7 relating to restrictions on the use of State highways in Howard County for  
8 solicitation.

9 BY repealing and reenacting, without amendments,  
10 Article – Transportation  
11 Section 11-127 and 21-507(a) and (b)  
12 Annotated Code of Maryland  
13 (2006 Replacement Volume and 2008 Supplement)

14 BY adding to  
15 Article – Transportation  
16 Section 21-507(h)  
17 Annotated Code of Maryland  
18 (2006 Replacement Volume and 2008 Supplement)

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

21 **Article – Transportation**

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EXPLANATION: CAPITALS INDICATE MATTER ADDED TO EXISTING LAW.

[Brackets] indicate matter deleted from existing law.

Underlining indicates amendments to bill.

~~Strike-out~~ indicates matter stricken from the bill by amendment or deleted from the law by amendment.



1 11-127.

2 "Highway" means:

3 (1) The entire width between the boundary lines of any way or  
4 thoroughfare of which any part is used by the public for vehicular travel, whether or  
5 not the way or thoroughfare has been dedicated to the public and accepted by any  
6 proper authority; and

7 (2) For purposes of the application of State laws, the entire width  
8 between the boundary lines of any way or thoroughfare used for purposes of vehicular  
9 travel on any property owned, leased, or controlled by the United States government  
10 and located in the State.

11 21-507.

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

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

17 **(H) IN HOWARD COUNTY, A PERSON MAY NOT STAND IN A STATE**  
18 **HIGHWAY OR THE HIGHWAY RIGHT-OF-WAY TO SOLICIT MONEY OR DONATIONS**  
19 **OF ANY KIND FROM THE OCCUPANT OF A VEHICLE.**

20 SECTION 2. AND BE IT FURTHER ENACTED, That if any provision of this  
21 Act or the application thereof to any person or circumstance is held invalid for any  
22 reason in a court of competent jurisdiction, the invalidity does not affect other  
23 provisions or any other application of this Act which can be given effect without the  
24 invalid provision or application, and for this purpose the provisions of this Act are  
25 declared severable.

26 SECTION 3. AND BE IT FURTHER ENACTED, That this Act shall take effect  
27 October 1, 2009.