

SENATE BILL 331

R5

1lr1774

By: **Senators Brinkley and Young**

Introduced and read first time: February 2, 2011

Assigned to: Judicial Proceedings

A BILL ENTITLED

1 AN ACT concerning

2 **Frederick County – Roadside Solicitation of Money or Donations – Permit**
3 **Program**

4 FOR the purpose of authorizing Frederick County or a municipal corporation in
5 Frederick County under certain conditions to enact a permit program allowing a
6 person to stand in a roadway, median divider, or intersection to solicit money or
7 donations from the occupant of a vehicle; requiring a permit application to
8 include certain information; requiring the county or municipal corporation to
9 approve or deny an application within a certain period; authorizing the county
10 or municipal corporation to impose conditions on the solicitation; and generally
11 relating to a permit program for roadside solicitation of money and donations in
12 Frederick County.

13 BY repealing and reenacting, with amendments,
14 Article – Transportation
15 Section 21–507(c)
16 Annotated Code of Maryland
17 (2009 Replacement Volume and 2010 Supplement)

18 BY adding to
19 Article – Transportation
20 Section 21–507(k)
21 Annotated Code of Maryland
22 (2009 Replacement Volume and 2010 Supplement)

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

25 **Article – Transportation**

26 21–507.

EXPLANATION: CAPITALS INDICATE MATTER ADDED TO EXISTING LAW.

[Brackets] indicate matter deleted from existing law.



1 (c) In Carroll County, Charles County, [Frederick County,] Harford County,
2 and Washington County, a person may not stand in a roadway, median divider, or
3 intersection to solicit money or donations of any kind from the occupant of a vehicle.

4 (k) (1) THIS SUBSECTION APPLIES ONLY IN FREDERICK COUNTY.

5 (2) EXCEPT AS PROVIDED IN PARAGRAPH (3) OF THIS
6 SUBSECTION, A PERSON MAY NOT STAND IN A ROADWAY, A MEDIAN DIVIDER, OR
7 AN INTERSECTION TO SOLICIT MONEY OR DONATIONS FROM THE OCCUPANT OF
8 A VEHICLE.

9 (3) THE COUNTY OR A MUNICIPAL CORPORATION IN THE COUNTY
10 MAY BY ORDINANCE ENACT A PERMIT PROGRAM TO ALLOW A PERSON TO STAND
11 IN A ROADWAY, A MEDIAN DIVIDER, OR AN INTERSECTION TO SOLICIT MONEY OR
12 DONATIONS FROM THE OCCUPANT OF A VEHICLE IF THE SOLICITATION OCCURS
13 COMPLETELY IN THE COUNTY OR MUNICIPAL CORPORATION.

14 (4) IF THE COUNTY OR A MUNICIPAL CORPORATION ENACTS AN
15 ORDINANCE ESTABLISHING A PERMIT PROGRAM, THE ORDINANCE SHALL
16 REQUIRE A PERSON SEEKING A PERMIT TO FILE AN APPLICATION CONTAINING
17 THE FOLLOWING INFORMATION:

18 (i) THE DATE, TIME, AND LOCATION OF THE SOLICITATION;

19 (ii) THE MANNER AND CONDITIONS UNDER WHICH THE
20 SOLICITATION IS TO OCCUR; AND

21 (iii) THE NAME, ADDRESS, AND TELEPHONE NUMBER OF A
22 CONTACT PERSON OF THE EMPLOYING OR SPONSORING PERSON, AGENCY, OR
23 ENTITY ON WHOSE BEHALF THE SOLICITATION IS TO BE MADE, WHO WILL BE
24 ABLE TO PROVIDE ADDITIONAL INFORMATION TO THE COUNTY, MUNICIPAL
25 CORPORATION, OR THE DESIGNEE OF THE COUNTY OR MUNICIPAL
26 CORPORATION.

27 (5) THE COUNTY OR MUNICIPAL CORPORATION:

28 (i) WITHIN 5 DAYS AFTER THE APPLICATION IS FILED,
29 SHALL APPROVE OR DENY THE APPLICATION; AND

30 (ii) MAY IMPOSE CONDITIONS ON THE SOLICITATION.

31 SECTION 2. AND BE IT FURTHER ENACTED, That this Act shall take effect
32 October 1, 2011.

