

HOUSE BILL 720

L2

2lr0602

By: **Montgomery County Delegation**

Introduced and read first time: February 8, 2012

Assigned to: Environmental Matters

A BILL ENTITLED

1 AN ACT concerning

2 **Montgomery County – Solicitation of Money or Donations from Occupants of**
3 **Vehicles – Adoption of a Permit Program or Prohibition**

4 **MC 12-12**

5 FOR the purpose of authorizing the Montgomery County Council to enact a local law
6 to require a person to obtain a certain permit before standing in a median
7 divider or on a sidewalk adjacent to a roadway to solicit money or donations of
8 any kind from the occupant of a vehicle; prohibiting a person from standing in a
9 roadway, median divider, or intersection, or on a sidewalk adjacent to a
10 roadway, to solicit money or donations from the occupant of a vehicle, if a
11 certain permit is required under a local law enacted under this Act and the
12 permit has not been obtained in accordance with the local law; prohibiting a
13 local law enacted under this Act from authorizing a permit to be issued to a
14 minor for certain purposes; authorizing the Montgomery County Council to
15 enact a local law to prohibit a person from standing in a roadway, median
16 divider, or intersection to solicit money or donations of any kind from the
17 occupant of a vehicle; and generally relating to the solicitation of money or
18 donations from occupants of vehicles in Montgomery County.

19 BY repealing and reenacting, with amendments,
20 Article – Transportation
21 Section 21-507(g)
22 Annotated Code of Maryland
23 (2009 Replacement Volume and 2011 Supplement)

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

26 **Article – Transportation**

EXPLANATION: CAPITALS INDICATE MATTER ADDED TO EXISTING LAW.

[Brackets] indicate matter deleted from existing law.



21-507.

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

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

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

(3) (I) THE MONTGOMERY COUNTY COUNCIL MAY ENACT A LOCAL LAW TO REQUIRE A PERSON TO OBTAIN A PERMIT BEFORE THE PERSON MAY STAND IN A MEDIAN DIVIDER OR ON A SIDEWALK ADJACENT TO A ROADWAY TO SOLICIT MONEY OR DONATIONS OF ANY KIND FROM THE OCCUPANT OF A VEHICLE.

(II) IF A PERMIT IS REQUIRED UNDER A LOCAL LAW ENACTED UNDER SUBPARAGRAPH (I) OF THIS PARAGRAPH, A PERSON WHO HAS NOT OBTAINED A PERMIT IN ACCORDANCE WITH THE LOCAL LAW MAY NOT STAND IN A ROADWAY, MEDIAN DIVIDER, OR INTERSECTION, OR ON A SIDEWALK ADJACENT TO A ROADWAY, TO SOLICIT MONEY OR DONATIONS OF ANY KIND FROM THE OCCUPANT OF A VEHICLE.

(III) A LOCAL LAW ENACTED UNDER THIS SECTION MAY NOT AUTHORIZE A PERMIT TO BE ISSUED TO A MINOR FOR THE PURPOSE OF STANDING IN A MEDIAN DIVIDER OR ON A SIDEWALK ADJACENT TO A ROADWAY TO SOLICIT MONEY OR DONATIONS OF ANY KIND FROM THE OCCUPANT OF A VEHICLE.

(4) THE MONTGOMERY COUNTY COUNCIL MAY ENACT A LOCAL LAW TO PROHIBIT A PERSON FROM STANDING IN A ROADWAY, MEDIAN DIVIDER, OR INTERSECTION TO SOLICIT MONEY OR DONATIONS OF ANY KIND FROM THE OCCUPANT OF A VEHICLE.

SECTION 2. AND BE IT FURTHER ENACTED, That this Act shall take effect July 1, 2012.