

SENATE BILL 331

R5

1lr1774

By: **Senators Brinkley and Young**

Introduced and read first time: February 2, 2011

Assigned to: Judicial Proceedings

Committee Report: Favorable

Senate action: Adopted

Read second time: March 26, 2011

CHAPTER _____

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)

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

3 **Article – Transportation**

4 21–507.

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

8 **(K) (1) THIS SUBSECTION APPLIES ONLY IN FREDERICK COUNTY.**

9 **(2) EXCEPT AS PROVIDED IN PARAGRAPH (3) OF THIS**
10 **SUBSECTION, A PERSON MAY NOT STAND IN A ROADWAY, A MEDIAN DIVIDER, OR**
11 **AN INTERSECTION TO SOLICIT MONEY OR DONATIONS FROM THE OCCUPANT OF**
12 **A VEHICLE.**

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

18 **(4) IF THE COUNTY OR A MUNICIPAL CORPORATION ENACTS AN**
19 **ORDINANCE ESTABLISHING A PERMIT PROGRAM, THE ORDINANCE SHALL**
20 **REQUIRE A PERSON SEEKING A PERMIT TO FILE AN APPLICATION CONTAINING**
21 **THE FOLLOWING INFORMATION:**

22 **(I) THE DATE, TIME, AND LOCATION OF THE SOLICITATION;**

23 **(II) THE MANNER AND CONDITIONS UNDER WHICH THE**
24 **SOLICITATION IS TO OCCUR; AND**

25 **(III) THE NAME, ADDRESS, AND TELEPHONE NUMBER OF A**
26 **CONTACT PERSON OF THE EMPLOYING OR SPONSORING PERSON, AGENCY, OR**
27 **ENTITY ON WHOSE BEHALF THE SOLICITATION IS TO BE MADE, WHO WILL BE**
28 **ABLE TO PROVIDE ADDITIONAL INFORMATION TO THE COUNTY, MUNICIPAL**
29 **CORPORATION, OR THE DESIGNEE OF THE COUNTY OR MUNICIPAL**
30 **CORPORATION.**

31 **(5) THE COUNTY OR MUNICIPAL CORPORATION:**

1 **(I) WITHIN 5 DAYS AFTER THE APPLICATION IS FILED,**
2 **SHALL APPROVE OR DENY THE APPLICATION; AND**

3 **(II) MAY IMPOSE CONDITIONS ON THE SOLICITATION.**

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

Approved:

Governor.

President of the Senate.

Speaker of the House of Delegates.