

**CITY OF BALTIMORE
COUNCIL BILL 08-0253
(First Reader)**

Introduced by: Councilmember Kraft

Introduced and read first time: December 4, 2008

Assigned to: Judiciary and Legislative Investigations Committee

REFERRED TO THE FOLLOWING AGENCIES: City Solicitor, Police Department, Department of Finance

A BILL ENTITLED

1 AN ORDINANCE concerning

2 **Street Regulations – Soliciting**

3 FOR the purpose of extending certain prohibitions involving the solicitation of customers to
4 apply to the solicitation of donations; increasing the penalties for a violation of these
5 prohibitions; repealing certain obsolete or otherwise unnecessary sections involving
6 solicitation activities; and correcting, clarifying, and conforming related language.

7 BY repealing and reordaining, with amendments

8 Article 19 - Police Ordinances
9 Subtitle 50, Part 8
10 Baltimore City Code
11 (Edition 2000)

12 **SECTION 1. BE IT ORDAINED BY THE MAYOR AND CITY COUNCIL OF BALTIMORE,** That the
13 Laws of Baltimore City read as follows:

14 **Baltimore City Code**

15 **Article 19. Police Ordinances**

16 **Subtitle 50. Street Regulations**

17 ***Part 8. Soliciting Customers* OR DONATIONS**

18 **§ 50-56. Obstructing passage prohibited.**

19 [Any] IT IS UNLAWFUL FOR ANY person [who shall be found] in OR ON any [of the streets or
20 highways] STREET or [upon any sidewalks or footways] SIDEWALK [engaged in obstructing
21 the] TO OBSTRUCT passage along [any of said streets or highways or upon any of the said
22 sidewalks or footways] THE STREET OR SIDEWALK by catching hold of or soliciting persons or
23 in any way interfering with their free passage [along said streets, highways, sidewalks, or
24 footways], for the purpose of inducing or compelling them to buy any article or thing OR TO
25 DONATE ANY MONEY OR THING [from any store or stand, or any livery or sale stable, shall be
26 subject to a fine of \$10 for each and every offense].

EXPLANATION: CAPITALS indicate matter added to existing law.
[Brackets] indicate matter deleted from existing law.

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1 **[§ 50-57. In front of store — soliciting business.**

2 Any person who shall stop, accost, or solicit any person on the pavement, sidewalk, or
3 footway in front of or adjacent to any store or establishment within the corporate limits of the
4 City of Baltimore, where goods are sold at wholesale or retail, for the purpose of enticing
5 away, selling to, or in any manner interfering with such last-named person, shall be deemed
6 guilty of a misdemeanor and, upon conviction thereof, shall be fined \$10 for each and every
7 offense.]

8 **[§ 50-58. In front of store — enticing away.**

9 Any person remaining in front of or entering any store where goods are sold at retail, or any
10 livery or sale stable, for the purpose of enticing away or in any manner interfering with any
11 person or persons who may be in front of or who may have entered therein for the purpose of
12 buying, shall be subject to a fine of \$20 for each and every offense, said fine to be recovered
13 as other fines and penalties are recovered.]

14 **§ 50-59. Enforcement by citation.**

15 (a) *In general.*

16 In addition to any other civil or criminal remedy or enforcement procedure, § 50-56 OF
17 this [Part] SUBTITLE may be enforced by issuance of a civil citation under City Code
18 Article 1, Subtitle 41 {"Civil Citations"}.

19 (b) *Method not exclusive.*

20 The issuance of a civil citation to enforce § 50-56 OF this [Part] SUBTITLE does not
21 preclude pursuing any other civil or criminal remedy or enforcement action authorized by
22 law.

23 **§ 50-60. CRIMINAL PENALTIES.**

24 ANY PERSON WHO VIOLATES A PROVISION OF § 50-56 OF THIS SUBTITLE IS GUILTY OF A
25 MISDEMEANOR AND, ON CONVICTION, IS SUBJECT TO A FINE OF NOT MORE THAN \$200 FOR
26 EACH OFFENSE.

27 **SECTION 2. AND BE IT FURTHER ORDAINED,** That the catchlines contained in this Ordinance
28 are not law and may not be considered to have been enacted as a part of this or any prior
29 Ordinance.

30 **SECTION 3. AND BE IT FURTHER ORDAINED,** That this Ordinance takes effect on the 30th day
31 after the date it is enacted.