

# PRINCE GEORGE'S COUNTY COUNCIL

## COMMITTEE REPORT

2015 Legislative Session

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**Reference No.:** CB-51-2015  
**Draft No.:** 2  
**Committee:** Health, Education and Human Services  
**Date:** June 20, 2015  
**Action:** FAV (A)

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### REPORT:

**Committee Vote:** Favorable with amendments, 4-1 (In favor: Council Members Toles, Davis, Glaros and Franklin. Opposed: Council Member Patterson).

The Bill sponsor gave an overview of the legislation and proposed amendments. CB-51-2015 provides a regulatory framework for the licensing of a Special Food Service Facility – Mobile Units. The Health Department indicates that the bill does not increase the work load of the Health Department beyond what is anticipated with the initiation of the Food Truck Hub legislation. The Health Department provided written comments/recommendations pertaining to CB-51-2015.

The following impacted County agency representatives participated in the work session providing input: County Executive's Office, Health Department, DPIE, Fire Department, Police Department and the Revenue Authority. The Revenue Authority will assist with enforcement; thereby alleviating citizens' concerns with violations that occurs on the weekend. Currently, DPIE does not have weekend inspections.

A representative from the Prince George's Community College culinary program expressed students concerns with not being able to "Vend" in the County with the current regulations. Further suggesting that possibly for the first year fees could be waived for the students. The Bill sponsor indicated a representative from the Community College is on the Oversight Committee and that is the forum that will be able to address the students concerns.

The Bill was amended to include agency concerns as well as comments received from public testimony:

The Committee made the following amendments to CB-51-2015:

- 1) Page 6, line 23 – replace "permits" with "a proof of review".
- 2) Page 7, line 3 – after "operation." Insert "Vendors at mobile farmer's markets selling unprepared foods such as whole and uncut fruits and vegetables are not covered by this section."
- 3) Page 9, lines 1 thru 14 – insert as the new subsection(b):  
(b) Any motor vehicle or mobile food unit employed in mobile vending parked at any time upon any public street in Prince George's County in the right of way or on private property

against which there are one or more traffic and/or parking violation citations or against which there have been issued two or more warrants, may, by, or under the direction of the County Police Department either by towing or otherwise, be removed or conveyed to and impounded in any place designated by the Chief of Police or the Revenue Authority, or immobilized in such manner as to prevent its operation, except that no such vehicle shall be immobilized by any means other than by the use of a device or other mechanism which will cause no damage to such vehicle unless it is moved while such device or mechanism is in place. The first date of impoundment within three hundred sixty five (365) days of the first citation shall result in a fine or fees not to exceed two thousand five hundred dollars (\$2,500.00) to obtain the vehicle. The second act of impoundment and subsequent acts of impoundment within three hundred sixty five (365) days of the first act of impoundment shall result in a fine or fees not to exceed five thousand dollars (\$5,000.00), notwithstanding subsection (c) and (d).

- 4) Page 9, line 16 – subsection (b) is retitled as a new(c).
- 5) Page 9, line 21 - subsection(c) is retitled as a new(d).

The Committee voted out the previously referred amendments 4 -1.