

COUNTY COUNCIL OF PRINCE GEORGE'S COUNTY, MARYLAND
2026 Legislative Session

Bill No. CB-003-2026

Chapter No. _____

Proposed and Presented by Council Member Fisher

Introduced by _____

Co-Sponsors _____

Date of Introduction _____

BILL

1 AN ACT concerning

2 Illegal Vending Penalties and Removal of Goods

3 For the purpose of strengthening enforcement against unlawful sidewalk and right-of-way
4 vending within the County; prompting immediate removal of goods when vendors fail to
5 comply; and increasing penalties for illegal vending.

6 BY repealing and reenacting with amendments:

7 SUBTITLE 5. BUSINESSES AND LICENSES.

8 Sections 5-193.01, 5-193.04, and 5-193.05,

9 The Prince George's County Code

10 (2023 Edition; 2025 Supplement).

11 SECTION 1. BE IT ENACTED by the County Council of Prince George's County,
12 Maryland, that Sections 5-193.01, 5-193.04, and 5-193.05 of the Prince George's County Code
13 be and the same are hereby repealed and reenacted with the following amendments:

14 **SUBTITLE 5. BUSINESSES AND LICENSES.**

15 **DIVISION 12. PEDDLERS AND ITINERANT VENDORS.**

16 **Sec. 5-193.01. Prohibited sales, solicitations and distributions in roadway(s) and certain**
17 **other portions of the right-of-way.**

18 (a) It shall be unlawful for any person, firm or corporation, by its officers, agents or
19 employees, to sell or to attempt to sell goods, wares or merchandise of any description to, or to
20 solicit or accept any donation from, or to distribute printed matter or materials of any description
21 to, any occupant of a motor vehicle when said motor vehicle is in a roadway, as defined under

1 the Transportation Article of the Annotated Code of Maryland.

2 (b) Notwithstanding any other provision of this Division, it shall be unlawful for any
3 hawker, peddler, roadside vendor, huckster, itinerant vendor, or any other person to sell, attempt
4 to sell, or display for sale any goods, wares, merchandise, or other items of any description while
5 upon the right-of-way, or from a vehicle upon the right-of-way except for the following:

6 (1) Automotive equipment to the owner or occupant of a vehicle disabled in a roadside
7 emergency;

8 (2) Live or cut flowers, plants, artificial flowers (and including crosses or other
9 adornments for graveside use);

10 (3) Fruits, vegetables, or other agricultural products;

11 (4) Baked goods;

12 (5) Fish or shellfish;

13 (6) Any meat or meat product, cooked and offered for immediate consumption;

14 (7) Gum or candy; chips or other edible goods offered in individual servings for
15 immediate consumption;

16 (8) Individual cans, bottles, or other single serving containers of soft drinks, juice, or
17 other nonalcoholic beverages;

18 (9) Ice cream, ice cream products, or other frozen novelties.

19 (10) Goods licensed for sale pursuant to a Stadium Event License along roadways
20 appurtenant to parking lots at the Stadium.

21 (c) It shall be unlawful for any hawker, peddler, roadside vendor, huckster, itinerant vendor,
22 or any other person to sell, attempt to sell, or display for sale any goods, wares, merchandise, or
23 other items of any description, with the exception of (b)(1), above, while upon the right-of-way
24 of a road designated a "Gateway Road" by resolution of the County Council.

25 (d) It shall be unlawful for any hawker or peddler to park on public rights-of-way to sell, or
26 attempt to sell goods, wares, or merchandise of any description from a motor vehicle, vehicle or
27 stand when:

28 (1) Within one hundred (100) yards of an intersection of two roads.

29 (2) Within one hundred (100) yards of the vehicular entrance to or exit from a public
30 school.

31 (3) Within one hundred (100) yards of a vehicular entrance to or exit from a shopping

center as defined in the Zoning Ordinance of Prince George's County, or entrance to or exit from said shopping center's parking lot.

(e) It shall be unlawful for any mobile vendor to park on public rights-of-way to sell, or attempt to sell, goods, wares, or merchandise of any description from a motor vehicle, vehicle, or stand when:

(1) Within twenty-five (25) feet of an intersection of two roads;

(2) Within one hundred (100) yards of the vehicular entrance to or exit from a public school;

(3) Within one hundred (100) yards of a vehicular entrance to or exit from a shopping center as defined in the Zoning Ordinance of Prince George's County, or entrance to or exit from said shopping center's parking lot.

(f) It shall be unlawful for any hawker, peddler, or itinerant vendor to sell or offer for sale on a public right-of-way any goods, wares, or merchandise which are displayed separately and apart from his parked motor vehicle or vehicle except for those items described in Subsection (b), above.

(g) It shall be unlawful for any mobile vendor to park on public rights-of-way to sell, or attempt to sell, goods, wares, or merchandise of any description from a motor vehicle except:

(1) While remaining in the motor vehicle with the motor running and emergency flasher light operating; and

(2) For a period of less than ten minutes.

(h) Any person who violates the provisions of Subsections (a), (b), (c), (d), (e), or (f) of this Section shall be deemed guilty of a misdemeanor, and, upon conviction, shall be subject to a fine of: [not less than Two Hundred and Fifty Dollars (\$250.00), for the first offense; Five Hundred Dollars (\$500.00), for the second offense; Seven Hundred and Fifty Dollars (\$750.00), for the third offense; and Seven Hundred and Fifty Dollars (\$750.00), for each subsequent offense.]

(1) Two Thousand Dollars \$2,000 for a first offense.

(2) Five Thousand Dollars \$5,000 for a second offense.

(i) Any person who violates these provisions subsections shall be subject to the removal of all goods and equipment pursuant to Section 5-193.05.

Sec. 5-193.04. - Violations of law and monetary fines.

(a) Any person who shall sell, barter, or trade or offer or expose for sale, barter or trade in or upon any street or highway in the County, or go from house to house, either on foot, or with a horse or other beast of burden, or with a wagon, or motor vehicle, or other conveyance whatsoever, upon the streets or highways in the County selling, bartering or trading or offering to sell, barter or trade, or from any roadside stand or roadside market upon any street or highway in the County, any items except those expressly permitted by Section 5-193.01(b)(1) who operates in violation of this Subtitle, or who knowingly directs or authorizes another person as an agent to do so, shall, upon citation issued by the Director of Permitting, Inspections, and Enforcement or police officer, be deemed to have committed a violation of this Subtitle and shall pay the County a monetary fine of [Two Hundred Dollars (\$200.00) for each violation.] Two Thousand Dollars (\$2,000) for first offenses and Five Thousand Dollars (\$5,000) for each subsequent offense.

Each separate day the violation remains uncorrected is a separate and distinct violation subject to an additional citation and fine. Fines for violations within the NFL Stadium Event Zone on the day of an approved event or the twenty-four (24) hour period preceding same shall be subject to a monetary fine of Two Hundred Dollars (\$200.00) for each violation.

(b) The Department of Permitting, Inspections, and Enforcement shall deliver or mail a citation to the responsible party(ies). The citation shall serve as the notification to the person that he has committed a civil violation and that he has been assessed a monetary fine, the nonpayment of which, in the absence of a successful appeal, shall result, where applicable, in the immediate revocation of the person's license.

(c) A person who receives a citation may file with the Director a written notice of request for a hearing on the citation within five (5) days of the issuance of the citation. The Director shall render a decision within thirty (30) days of the hearing based upon the record compiled.

Sec. 5-193.05. - Removal of goods.

(a) Any person selling or displaying goods in violation of this Division shall immediately desist from such sale or display and remove the goods and all equipment used for the sale, display, or storage of such goods from the right-of-way, surrounding vicinity, and public sidewalks, upon the direction of a police officer or a representative of the Department of Permitting, Inspections, and Enforcement. If the person fails to obey said direction or thereafter sells or displays such goods in violation of this Division, the equipment and goods shall be removed immediately by a police officer or department representative and taken to a designated County facility. A violator shall also be subject to applicable criminal sanctions for refusing to obey the lawful directions of a police officer.

(b) Goods and equipment removed pursuant to this provision may be claimed by their owner on the next business day or within 15 days thereafter upon payment of any assessed storage fees and any fine which has not been appealed pursuant to this Division. Any goods or equipment not claimed by the owner within 15 days shall be deemed abandoned and shall become the property of the County to be disposed of in accordance with law.

(c) The County shall have no responsibility to preserve or protect any equipment or goods removed under this Section.

SECTION 2. BE IT FURTHER ENACTED that the provisions of this Act are hereby declared to be severable; and, in the event that any section, subsection, paragraph, subparagraph, sentence, clause, phrase, or word of this Act is declared invalid or unconstitutional by a court of competent jurisdiction, such invalidity or unconstitutionality shall not affect the remaining words, phrases, clauses, sentences, subparagraphs, paragraphs, subsections, or sections of this Act, since the same would have been enacted without the incorporation in this Act of any such invalid or unconstitutional word, phrase, clause, sentence, paragraph, subparagraph, subsection, or section.

SECTION 3. BE IT FURTHER ENACTED that this Act shall take effect on forty-five (45) calendar days after it becomes law.

Adopted this ____ day of _____, 2026.

COUNTY COUNCIL OF PRINCE
GEORGE'S COUNTY, MARYLAND

BY: _____
Krystal Oriadha
Chair

ATTEST:

Donna J. Brown
Clerk of the Council

APPROVED:

DATE: _____ BY: _____
Aisha N. Braveboy
County Executive

KEY:
Underscoring indicates language added to existing law.
[Brackets] indicate language deleted from existing law.
Asterisks *** indicate intervening existing Code provisions that remain unchanged.

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