

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

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:

SUBTITLE 5. BUSINESSES AND LICENSES.

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

The Prince George's County Code

(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13 be and the same are hereby repealed and reenacted with the following amendments:

SUBTITLE 5. BUSINESSES AND LICENSES.

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

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

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

6 (1) Within twenty-five (25) feet of an intersection of two roads;
7 (2) Within one hundred (100) yards of the vehicular entrance to or exit from a public
8 school;

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

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

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

18 (1) While remaining in the motor vehicle with the motor running and emergency
19 flasher light operating; and
20 (2) For a period of less than ten minutes.

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

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

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

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

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

2 (a) Any person who shall sell, barter, or trade or offer or expose for sale, barter or trade in
3 or upon any street or highway in the County, or go from house to house, either on foot, or with a
4 horse or other beast of burden, or with a wagon, or motor vehicle, or other conveyance
5 whatsoever, upon the streets or highways in the County selling, bartering or trading or offering to
6 sell, barter or trade, or from any roadside stand or roadside market upon any street or highway in
7 the County, any items except those expressly permitted by Section 5-193.01(b)(1) who operates
8 in violation of this Subtitle, or who knowingly directs or authorizes another person as an agent to
9 do so, shall, upon citation issued by the Director of Permitting, Inspections, and Enforcement or
10 police officer, be deemed to have committed a violation of this Subtitle and shall pay the County
11 a monetary fine of [Two Hundred Dollars (\$200.00) for each violation.] Two Thousand Dollars
12 (\$2,000) for first offenses and Five Thousand Dollars (\$5,000) for each subsequent offense.

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

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

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

1 **Sec. 5-193.05. - Removal of goods.**

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

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

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

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

26 SECTION 3. BE IT FURTHER ENACTED that this Act shall take effect on forty-five (45)
27 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.

* * * * *