

JUN 11 2002

The Honorable Joanne M. S. Brown
Legislative Secretary
I Mina'Bente Sais na Liheslaturan Guåhan
Twenty-Sixth Guam Legislature
Suite 200
130 Aspinal Street
Hagåtña, Guam 96910

Dear Legislative Secretary Brown:

Enclosed please find Bill No. 177 (COR) "AN ACT TO *REPEAL AND REENACT* § 3341 OF TITLE 16 OF THE GUAM CODE ANNOTATED, RELATIVE TO PEDDLING ON HIGHWAYS" which was enacted into law without the signature of the Governor, I Maga'lahaen Guåhan. This legislation is now designated as **Public Law No. 26-102**.

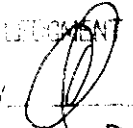
Very truly yours,



Carl T. C. Gutierrez
I Maga'Lahaen Guåhan
Governor of Guam

Attachments: original bill for vetoed legislation or
copy of bill for signed or overridden legislation
and legislation enacted without signature

cc: The Honorable Antonio R. Unpingco
Speaker

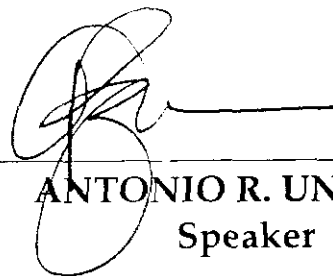
THE LEGISLATIVE SECRETARY
ACKNOWLEDGMENT RECEIPT
By: 
240
6/11/02

0818

MINA'BENTE SAIS NA LIHESLATURAN GUÅHAN
2002 (SECOND) Regular Session

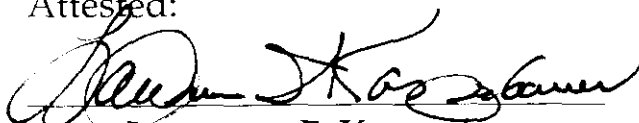
CERTIFICATION OF PASSAGE OF AN ACT TO I MAGA'LAHEN GUÅHAN

This is to certify that Bill No. 177 (COR), "AN ACT TO REPEAL AND REENACT § 3341 OF TITLE 16 OF THE GUAM CODE ANNOTATED, RELATIVE TO PEDDLING ON HIGHWAYS," was on the 21st day of May, 2002, duly and regularly passed.



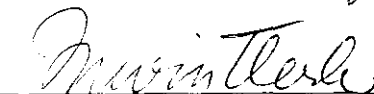
ANTONIO R. UNPINGCO
Speaker

Attested:



Lawrence F. Kasperbauer
Vice-Speaker/Acting Legislative Secretary

This Act was received by I Maga'lahaen Guåhan this 28th day of May, 2002,
at 4:00 o'clock P.M.



Assistant Staff Officer
Maga'lahaen's Office

APPROVED:

CARL T. C. GUTIERREZ
I Maga'lahaen Guåhan

Date: June 9, 2002

Public Law No. 26-102

Became law without the signature of
I Maga'lahaen Guahan, the Governor
of Guam.

MINA'BENTE SAIS NA LIHESLATURAN GUÅHAN
2001 (FIRST) Regular Session

Bill No. 177 (COR)
As amended on the Floor.

Introduced by:

J. F. Ada
L. F. Kasperbauer
T. C. Ada
F. B. Aguon, Jr.
J. M.S. Brown
E. B. Calvo
F. P. Camacho
M. C. Charfauros
Mark Forbes
L. A. Leon Guerrero
K. S. Moylan
V. C. Pangelinan
A. L.G. Santos
A. R. Unpingco
J. T. Won Pat

**AN ACT TO REPEAL AND REENACT § 3341 OF
TITLE 16 OF THE GUAM CODE ANNOTATED,
RELATIVE TO PEDDLING ON HIGHWAYS.**

1 **BE IT ENACTED BY THE PEOPLE OF GUAM:**

2 **Section 1. Legislative Findings and Intent.** *I Liheslaturan Guåhan* finds
3 the laws of Guam presently provide for restrictions against peddling on
4 highways. *I Liheslaturan Guåhan* recognizes the laws regulating peddling on
5 Guam are antiquated, vague and subject to inconsistent enforcement by the
6 authorities vested with the enforcement of Guam's traffic laws. *I Liheslaturan*
7 *Guåhan* also recognizes that it is appropriate for individuals to engage in certain

1 types of commercial and charitable solicitations in a safe and responsible
2 manner.

3 It is the intent of *I Liheslaturan Guåhan* therefore that peddling on Guam's
4 highways be regulated in such a manner to promote safety, minimize dangers to
5 persons and property, minimize delays and minimize impediments to and
6 interference with traffic flow.

7 **Section 2.** Section 3341 of Article 3, Chapter 3 of Title 16 of the
8 Guam Code Annotated is hereby *repealed and reenacted* to read as follows:

9 **"Section 3341. Peddling on Highways.**

10 (a) No person or persons shall stand on any public highway
11 in a manner for the purpose of soliciting contributions for any cause
12 whatsoever, *except* that solicitations meeting all of the following
13 restrictions shall *not* be prohibited by this Section:

14 (1) which take place between thirty (30) minutes *prior*
15 to sunrise and thirty (30) minutes *prior* to sunset;

16 (2) are made *only* at intersections with traffic control
17 signals or stop signs in place;

18 (3) are conducted by individuals no younger than
19 eighteen (18) years of age;

20 (4) no device to alter or impede the traffic flow is used,
21 *except* that traffic cones may be placed on a sidewalk or adjacent
22 to a roadway to indicate or signal the presence of solicitors in
23 the vicinity;

1 (5) are conducted *only* while the flow of traffic on the
2 side of the roadway that the solicitation takes place is stopped;

3 (6) once the traffic recommences after a stop of traffic,
4 the individual solicitor does *not* remain on the roadway, but
5 instead returns to the sidewalk or other off-street facility;

6 (7) individual solicitors wear orange vests with
7 reflective material both front and back; *and*

8 (8) the solicitor's personal belongings or products/goods
9 may *not* be stored on roadways or sidewalks such that it would
10 interfere with vehicular or pedestrian traffic.

11 Any person meeting the above requirements for solicitation
12 shall place warning signs within one hundred feet (100') of oncoming
13 traffic, warning drivers of the person's activity, and shall notify the
14 Chief of the Guam Police Department in writing when and for how
15 long the solicitation shall be occurring *at least* twenty-four (24) hours
16 *prior* to the solicitation.

17 The *only* question of law and fact in determining guilt for
18 unlawful solicitation under this Subsection shall be whether goods,
19 merchandise or tickets were tendered or offered for sale, or whether a
20 contribution was solicited, in violation of the restrictions set forth
21 above.

22 (b) No person shall stand on or in proximity of any highway
23 for the purpose of soliciting the washing, watching or guarding of
24 any vehicle while parked, or about to be parked, on a highway. The
25 *only* question of law or fact in determining guilt for unlawful

1 solicitation of washing, watching or guarding of any vehicle under
2 this Subsection shall be whether such service was offered or implied.

3 (c) For purposes of this Section, the government of Guam
4 does *not* waive its right to sovereign immunity and shall *not* be liable
5 for any monetary damages which may arise out of this Section.”

I MINA' BENTE SAIS NA LIHESLATURAN GUAHAN

2002 (SECOND) Regular Session

Date: 5/21/02

VOTING SHEET

Bill No. 177 (COR)

Resolution No. _____

Question: _____

NAME	YEAS	NAYS	NOT VOTING/ ABSTAINED	OUT DURING ROLL CALL	ABSENT
ADA, Joseph F.	✓				
ADA, Thomas C.	✓				
AGUON, Frank B., Jr.	✓				
BROWN, Joanne M. S.	✓				
CALVO, Eddie B.					EA
CAMACHO, Felix P.	✓				
CHARFAUROS, Mark C.					EA
FORBES, Mark	✓				
KASPERBAUER, Lawrence F.	✓				
LEON GUERRERO, Lourdes A.		✓			
MOYLAN, Kaleo S.	✓				
PANGELINAN, Vicente C.		✓			
SANTOS, Angel L.G.		✓			
UNPINGCO, Antonio R.					EA
WON PAT, Judith T.					EA

TOTAL

8 3

CERTIFIED TRUE AND CORRECT:

Clerk of the Legislature

* 3 Passes = No vote
EA = Excused Absence

Vehicle & Heavy Equipment Mechanic
 Trend Western Technical Corporation,
 is looking for personnel with experience in motor vehicle, heavy equipment or auto
 paint/body repair for immediate positions at AAFB. Positions are currently Full-time
 temporary but may lead to permanent. Must have 3 years experience.
 Fax resume to 366-3751 or call TW Jobline 653-9055
 EOE, M/F/V/D

Ellen's REALTY
 PH: 647-0888/9
 VOICE MAIL: 720-2755
 Suite B4, Cen-Tam Bldg, Tamuning

Ellen Wilkinson, Principal Broker
Thomas Zhang

<p>Tumon Condo w/Ocean View 2bd. 1ba Behind DFS \$59,000</p>	<p>Dededo 1 acre land \$60,000 bank foreclosed property</p>
<p>Yigo Newly Built 4bd. 2ba House with large yard \$138,000</p>	<p>Yigo Takano Subdivision Newly Build House Ceramic Tile, Unique Design \$119,000 0 down \$811.79/mo plus 1% L</p>

Sinajana
 Bank Foreclosed House
 2bd. 1ba
\$99,000
 0 down \$675.35/mo plus 1% L

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DEPARTMENT OF LAND MANAGEMENT
PUBLIC HEARING NOTICE
ZONE CHANGE (P.L. 21-82:4)

November 5, 2001 6:30 pm Monday
 Agat Mayor's Office

Julian G. and Eileen V.M. Quintanilla, Lot 194-2-2-5-1, Agat, Summary Zone Change to rezone the property from "R-1" to "R-2" zone for future expansion, to add 2-units to an existing 2-storey residence for family and rentals. (SZC 2001-003)

The Committee on Power, Public Safety and the Judiciary will be holding a confirmation hearing followed by a public hearing on **Wednesday, October 31, 2001, 10:00 a.m.** in *Lihasaturan Guahan's Public Hearing Room.*

Confirmation Hearing: Ms. Francisca V. Santos to the Guam Parole Board;

Public Hearing:

Bill Number	Description
149	An Act To Amend Subsection (b)(2), (b)(4), And Add Subsection (b)(9) Of Section 3112 To Chapter 3, Division 1 Of Title 7 Of The Guam Code Annotated, Relative To The Membership Of The Public Guardianship Review Board.
177	An Act To Repeal And Reenact Title 16, Guam Code Annotated, Article 3, Chapter 3, Section 3341, Relative To Peddling On Highways.
181	An Act To Add A New Subsection (J) To §3112 Of Chapter 3, Division 1 Of Title 7 Of The Guam Code Annotated Relative To Authorizing The Public Guardian To Solicit And Accept Voluntary Services From Individuals And Organizations To Assist The Office Of The Public Guardian.
201	An Act To Add New Subsections To §19.50, Chapter 19, Of Title 9 Of The Guam Code Annotated, Relative To Increasing The Penalties For Terroristic Conducts.

Persons requiring assistance or auxiliary aids should contact the office of Senator Joseph F. Ada at 472-3431/2.

GUAM LAND USE COMMISSION
PUBLIC HEARING NOTICE

November 13, 2001 6:00pm Tuesday
 Dededo Mayor's Office

Shell Guam, Inc. c/o Jeff Miller, Lot 10060 REM-4-R1, Dededo, Zone Variance for a proposed free standing sign for the Shell Finegayan Service Station in an "C" zone. (No. 2001-27)

NOTICE OF SALE UNDER MORTGAGE

NOTICE IS HEREBY GIVEN, pursuant to § 2932 of the Civil Code of Guam, as codified by 18 G.C.A. § 36113, that the Mortgage executed and delivered by **OLIVA F. SAN NICOLAS nka OLIVA F.S.N. PARK** ("Mortgagor") to **PACIFIC FINANCIAL CORPORATION**, ("Mortgagee"), dated October 19, 1992 and recorded on October 26, 1992, in the Office of the Recorder, Department of Land Management, Government of Guam, as Instrument No. 478646, will be foreclosed pursuant to a power of sale contained in the Mortgage by sale of the premises encumbered by such Mortgage, as hereinafter described to the highest bidder at public auction at the Mayor's Office, Municipality of Dededo, Territory of Guam, at 10:00 a.m., on November 9, 2001, to satisfy the amount due on such Mortgage on the day of sale, the terms of the sale are strictly cash, certified or cashier's check. The sale will be made without covenant or warranty regarding title, possession, or encumbrances, to satisfy the obligation secured by and under said power of sale. The premises that are described in such Mortgage and that will be sold to satisfy the Mortgage as follows: **LOT NUMBER 19, UNIT 138, TRACT 303, DEDEDO, GUAM, ESTATE NUMBER 21176, URBAN, AS SAID LOT IS MARKED AND DESIGNATED ON MAP DRAWING NUMBER 3008-34, DATED MARCH 5, 1972 AND RECORDED IN THE DEPARTMENT OF LAND MANAGEMENT, GOVERNMENT OF GUAM UNDER DOCUMENT NUMBER 114439. THIS LAND IS REGISTERED LAND. AREA: 5,731 ± SQUARE METERS.**

AMENDED NOTICE OF SALE UNDER POWER OF SALE IN MORTGAGE

On February 25, 1991 TERESITA G. SABLAN, ("Mortgagor"), gave to Bancorp Finance of Hawaii-Guam, Inc. ("Mortgagee"), a Promissory Note in the principal sum of \$70,000.00. Payment of said Note is secured by a Mortgage given by Mortgagor to Mortgagee, dated February 25, 1991 and, recorded in the Department of Land Management of the Government of Guam on February 25, 1991, under Document No. 450647. Such Mortgage affects the following described real property: **Lot No. 136-1-1, Sinajana, Guam, Estate No. 14247, as said lot is marked and designated on Drawing No. B.G.H. 70-004, as recorded in the Department of Land Management, Government of Guam on October 13, 1971 under Document No. 106358. AREA: 929.03± Square Meters Certificate of Title No. 18871** The MORTGAGOR has defaulted in payment of the Note secured by the mortgage and, by reason of said default, Bancorp Finance of Hawaii-Guam, Inc. issued and recorded a Notice of Default and of Acceleration of Indebtedness on December 29, 2000, under Document Number 631599. NOTICE IS HEREBY GIVEN, pursuant to Section 2932 of the Civil Code of Guam, as codified by 18 G.C.A. §36113 that Bancorp Finance of Hawaii-Guam, Inc. will, on November 2, 2001 at 10:30 o'clock A.M., at the Office of the Mayor of Sinajana, under the power of sale contained in the mortgage, sell the above-

Monkeying-Around'
has never been
this Cool!!!

introducing.....

GOVERNMENT MEETINGS

▲ Continued from Page 8

change for Osias and Carolina P. Del Rosario; horizontal property regime for Yanglee Condo; tentative development plan/seashore clearance for Hotel Nikko Guam. Call 475-5259.

COMMITTEE ON POWER, PUBLIC SAFETY AND JUDICIARY: Confirmation hearing, followed by public hearing, 10 a.m. Oct. 31, I Liheslaturan Guahan public hearing room, Hagåtña. Francisca Y. Santos to Guam Parole Board; Bills 149,

177, 181, 201. Call office of Sen. Joseph Ada, 472-3431/2.

DIVISION OF SUPPORT SERVICES FOR INDIVIDUALS WITH DISABILITIES COUNCIL: 4 p.m. Nov. 1, Division of Support Services, Building 507, Central Ave., Tiyan. All council members are urged to attend. Call Vic Borja, 475-4625/9.

COUNCIL ON SENIOR CITIZENS: 3 p.m. Nov. 1, Minonda conference room. Call 475-0263.

CIVIL SERVICE COMMISSION BOARD: 5:30 p.m. Nov. 1, 490 Chalan Palasyo, Agaña Heights. B.P. Toitague, SPC vs. CAHA, personnel action. Call 475-1300/01.

COMMITTEE ON RULES, GENERAL GOVERNMENTAL OPERATIONS, REORGANIZATION AND REFORM, AND FEDERAL, FOREIGN AND GENERAL AFFAIRS: Public hearing, 10 a.m. Nov. 1, I Liheslaturan Guahan public hearing room, Hagåtña. Bills 134, 161, 166, 167, 169, 171, 173, 180, 186. Call office of Sen. Mark Forbes, 472-3407.
Nov. 2: All Souls' Day local holiday. No meetings are scheduled.

GPA BOARD OF DIRECTORS: 6 p.m. Nov. 7, board conference room, GPA main office, second floor, Route 16, Harmon. All members are urged to attend; the public is invited. For special accommodations, call 649-6805. Agenda copies available by calling 649-6912.

MAYORS' COUNCIL OF GUAM: 10 a.m. Nov. 7, council's conference room, RJB complex, Adelup. Call Melva Dela Pena, 472-6940/47-6886/8461.

BOARD OF ALLIED HEALTH EXAMINERS: Public hearing on rules and regulations, noon to 2 p.m. Nov. 9, GMHA board room, ground floor, Tamuning. Copies of proposed rules and regulations are available at the Health Professional Licensing office, 1304 E. Sunset Blvd., Tiyan. For special accommodations, call 475-0251/2.

Nov. 12: Veterans Day holiday. No meetings are scheduled.

MAYORS' COUNCIL OF GUAM: Special meeting, 10 a.m. Nov. 21, council's conference room, RJB complex, Adelup. Call Melva Dela Pena, 472-6940/47-6886/8461.



邦人の皆様へ
「留届」などの管理による連絡体制の
「在留届」が未提出の方は速やかに
提出した「在留届」の記載事項に
メールアドレスをお持ちの方で、
も早急に当館までご連絡下さい。
事館 Tel.646-1290 Fax.649-2620

Japanese Nationals:
Guam more than three months are required by
RYU-TODOKE to the office of the Consulate-
any questions, please contact our office
business hours of 9am and 5pm,
Friday, except holidays.
General of Japan

until it's all gone!

pick any two items from the lunch special menu below:

- Beef Shank Soup
- Kadon Pika
- Ham Hocks & Mongo Beans

Teach a child good math skills and watch her confidence multiply.

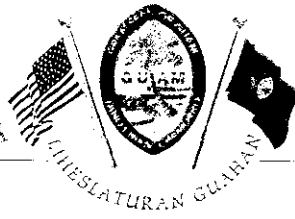
With so many skills to grasp, your child may have a hard time understanding math. Call us now to help your child's math skills and confidence soar.

SYLVAN LEARNING CENTER
Success is learned!
(671) 477-0700 • Email: sylvangu@ite.net
• Fax: 477-5500

日本語通訳ボランティアの募集

本年7月以降実施されているグアム政府Office of Civil Defenseを中心とした緊急事態対策会議で災害時における各言語の通訳ボランティアを募っています。日本語通訳ボランティアにご関心のある方は当館までご連絡下さい。在ハガツニャ日本国総領事館 (Tel. 646-1290)

English/Japanese-Speaking Volunteers Wanted
The volunteers will be called in a case of disaster to help interpreting between English-speaking people, i.e., medical staff, and Japanese-speaking people such as tourists. For information or to register, please call



December 3, 2001

The Honorable Antonio R. Unpingco
Speaker
I Mina' Bente Sais Na Liheslaturan Guåhan
155 Hesler Street
Hagatna GU 96910

Dear Mr. Speaker:

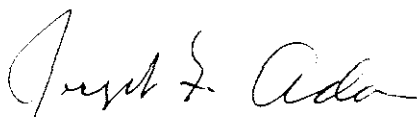
The Committee on Power, Public Safety and the Judiciary, to which was referred **Bill No. 177 (COR)**, "AN ACT TO REPEAL AND REENACT TITLE 16, GUAM CODE ANNOTATED, ARTICLE 3, CHAPTER 3, SECTION 3341, RELATIVE TO PEDDLING ON HIGHWAYS," does hereby report back with the recommendation: **TO DO PASS**.

The Committee votes are as follows:

 8 To Pass
 - Not to Pass
 - To the Inactive File
 - Abstained
 - Off-Island
 2 Not Available

A copy of the Committee Report and all pertinent documents are attached for your information and file.

Sincerely,


JOSEPH F. ADA

VOTING SHEET

BILL 177 (COR)

RECOMMENDATION TO						
COMMITTEE MEMBERS	SIGNATURE	TO PASS	NOT TO PASS	TO REPORT OUT ONLY	ABSTAIN	INACTIVE FILE
Senator Joseph F. Ada	<i>Joseph F. Ada</i>	✓				
Senator Kaleo Moylan	<i>Kaleo Moylan</i>	✓				
Speaker Antonio Unpingco						
Vice Speaker Larry Kasperbauer	<i>Larry Kasperbauer</i>	x				
Senator Tom Ada	<i>Tom Ada</i>	✓				
Senator Eddie Calvo	<i>Eddie Calvo</i>	✓				
Senator Felix Camacho	<i>Felix Camacho</i>	✓				
Senator Mark Charfauros	<i>Mark Charfauros</i>					
Senator Mark Forbes	<i>Mark Forbes</i>	✓				
Senator Angel Santos						

COMMITTEE REPORT

ON

BILL NO. 177 (COR)

“AN ACT TO REPEAL AND REENACT TITLE 16, GUAM CODE ANNOTATED, ARTICLE 3, CHAPTER 3, SECTION 3341, RELATIVE TO PEDDLING ON HIGHWAYS.”

COMMITTEE MEMBERS

Chairman: Joseph F. Ada
Vice Chairman: Kaleo S. Moylan
Ex-Officio Member: Antonio R. Unpingco

Lawrence F. Kasperbauer, Member
Thomas C. Ada, Member
Eddie B. Calvo, Member
Felix P. Camacho, Member
Mark C. Charfauros, Member
Mark Forbes, Member
Angel L.G. Santos, Member

Mina' Bente Sais na Liheslaturan Guahan
The 26th Guam Legislature

The Office of
Senator Joseph F. Ada, Chairman

DATE: 10/31/01

Committee on Power, Public
 Safety & the Judiciary

BILL #: **177**

WITNESS SIGN-IN SHEET

	PRINT NAME	Representing Self, Dept or Agency (pls specify dept or agency)	Telephone #	Mailing Address	Testimony	
					For	Against
1.						
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7.						
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0.						

Handwritten signature and date:
 [Signature] 10/31/01



MINISTRO BENTE SAIS NA LIHESLATURAN GUAHAN

Kumitchan Areklamento, Hinanao Gubetnamenton Hinirát, Rifotma yan Rinucha,
yan Asuntón Fidirát, Taotao Hiyong yan Hinirát

*Senadot Mark Forbes, Gebili
Kabisiyon Mayurát*

27 SEP 2001

RECEIVED
9/27/01

MEMORANDUM

TO: Chairman
Committee on Power, Public Safety and the Judiciary

FROM: Chairman
Committee on Rules, General Governmental Operations, Reorganization and Reform, and Federal, Foreign and General Affairs

SUBJECT: Principal Referral – Bill No. 177 COR

The above bill is referred to your Committee as the Principal Committee, in accordance with Section 6.04.05.01. of the Standing Rules. Your Committee is the Committee authorized to perform the public hearing on this bill and to amend or substitute the bill, as well as report the bill out to the Body. It is recommended that you schedule a public hearing at your earliest convenience.

Thank you for your attention to this matter.

MARK FORBES

Attachment

MINA'BENTE SAIS NA LIHESLATURAN GUÅHAN
2001 (FIRST) Regular Session

Bill No. 177 (COR.)

Introduced by:

J. F. Ada



1 **AN ACT TO REPEAL AND REENACT TITLE 16, GUAM**
2 **CODE ANNOTATED, ARTICLE 3, CHAPTER 3, SECTION**
3 **3341, RELATIVE TO PEDDLING ON HIGHWAYS.**
4
5

6 **BE IT ENACTED BY THE PEOPLE OF GUAM:**
7

8 **Section 1. Legislative Findings and Intent.** *I Liheslaturan Guåhan*
9 finds the laws of Guam presently provide for restrictions against peddling on
10 highways. *I Liheslaturan Guåhan* recognizes the laws regulating peddling
11 on Guam are antiquated, vague and subject to inconsistent enforcement by
12 the authorities vested with the enforcement of Guam's traffic laws. *I*
13 *Liheslaturan Guåhan* also recognizes that it is appropriate for individuals to
14 engage in certain types of commercial and charitable solicitations in a safe
15 and responsible manner. It is the intent of the *I Liheslaturan Guåhan*
16 therefore that peddling on Guam's highways be regulated in such a manner
17 to promote safety, minimize dangers to persons and property, minimize
18 delays and minimize impediments to and interference with traffic flow.
19

20 **Section 2.** Section 3341 of Title 16, Guam Code Annotated,
21 **Article 3, Chapter 3 is hereby repealed and reenacted to read as follows:**
22

23 **“3341. Peddling on highways. (a) No person or persons shall**
24 **stand on any public highway in a manner for the purpose of soliciting**
25 **contributions for any cause whatsoever, except that solicitations meeting all**
26 **of the following restrictions shall not be prohibited by this section:**

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- 1) Which take place no more than thirty (30) minutes prior to sunrise and sunset; and
- 2) Are made only at intersections with traffic control signals or stop signs in place; and
- 3) Are conducted by individuals no younger than eighteen (18) years of age; and
- 4) No device to alter or impede the traffic flow is used, except that traffic cones may be placed on a sidewalk or adjacent to a roadway to indicate or signal the presence of solicitors in the vicinity; and
- 5) Are conducted only while the flow of traffic on the side of the roadway that the solicitation takes place is stopped; and
- 6) Once the traffic recommences after a stop of traffic, the individual solicitor does not remain in the roadway but instead returns to the median strip or other off-street facility; and
- 7) Individual solicitors wear orange vests with reflective material both front and back; and
- 8) The solicitor's personal belongings or products/goods may not be stored on roadways or sidewalks such that it would interfere with vehicular or pedestrian traffic.

The only question of law and fact in determining guilt for unlawful solicitation under this subsection shall be whether goods, merchandise or tickets were tendered or offered for sale, or whether a contribution was solicited, in violation of the restrictions set forth above.

(b) No person standing on or in proximity of any highway for the purpose of soliciting the washing, watching or guarding of any vehicle while parked or about to be parked on a highway. The only question of law or fact in determining guilt for unlawful solicitation of washing, watching or guarding of any vehicle under this subsection shall be whether such service was offered or implied."