

SENATE BILL 25

R7

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(PRE-FILED)

By: **Chair, Finance Committee (By Request – Departmental – Transportation)**

Requested: October 5, 2016

Introduced and read first time: January 11, 2017

Assigned to: Finance

A BILL ENTITLED

1 AN ACT concerning

2 **Maryland Transit Administration – Transit Service – Contracted Taxicab**
3 **Service**

4 FOR the purpose of repealing the exclusion of taxicab service from the definition of “transit
5 service”; clarifying that fares imposed by the Maryland Transit Administration for
6 any transit service using taxicabs are not subject to supervision or regulation by any
7 instrumentality, agency, or unit of this State or any of its political subdivisions;
8 providing for the application of this Act; and generally relating to transit and taxicab
9 service.

10 BY repealing and reenacting, without amendments,
11 Article – Transportation
12 Section 7–101(a), (b), (d), and (l)
13 Annotated Code of Maryland
14 (2015 Replacement Volume and 2016 Supplement)

15 BY repealing and reenacting, with amendments,
16 Article – Transportation
17 Section 7–101(n) and 7–505
18 Annotated Code of Maryland
19 (2015 Replacement Volume and 2016 Supplement)

20 SECTION 1. BE IT ENACTED BY THE GENERAL ASSEMBLY OF MARYLAND,
21 That the Laws of Maryland read as follows:

Article – Transportation

22
23 7–101.

EXPLANATION: CAPITALS INDICATE MATTER ADDED TO EXISTING LAW.

[Brackets] indicate matter deleted from existing law.



1 (a) In this title the following words have the meanings indicated.

2 (b) “Administration” means the Maryland Transit Administration.

3 (d) “District” means:

4 (1) The Metropolitan Transit District, consisting of Baltimore City,
5 Baltimore County, Anne Arundel County, and other areas as designated by the Secretary
6 after consultation and coordination with the affected jurisdiction and subject to the
7 provisions of the Washington Metropolitan Transit Authority Compact; and

8 (2) Any area in which railroad service is performed under contract with the
9 Administration or in which railroad facilities are owned by the Administration.

10 (l) “Transit facility” includes any one or more or combination of tracks,
11 rights-of-way, bridges, tunnels, subways, rolling stock, stations, terminals, ports, parking
12 areas, equipment, fixtures, buildings, structures, other real or personal property, and
13 services incidental to or useful or designed for use in connection with the rendering of
14 transit service by any means, including rail, bus, motor vehicle, or other mode of
15 transportation, but does not include any railroad facility.

16 (n) (1) “Transit service” means the transportation of persons and their
17 packages and baggage and of newspapers, express, and mail in regular route, special, or
18 charter service by means of transit facilities between points within the District.

19 (2) “Transit service” does not include any:

20 (i) [Taxicab service;

21 (ii)] Vanpool operation; or

22 [(iii)] (II) Railroad service.

23 7-505.

24 (a) As to all or any part of any railroad facility or transit facility, the
25 Administration may:

26 (1) Fix, revise, charge, and collect rentals, rates, fees, fares, and other
27 charges for its use or for its services; and

28 (2) Contract with any person who desires its use for any purpose and fix
29 the terms, conditions, rentals, rates, fees, fares, and other charges for this use.

30 (b) To the extent practicable and consistent with providing adequate service at
31 reasonable fares, the rentals, rates, fees, fares, and other charges imposed for and the
32 services provided by the transit facilities and railroad facilities owned or controlled by the

1 Administration shall be fixed and adjusted in respect of the aggregate of the charges so as
2 to provide funds that, together with any other revenues, are sufficient to:

3 (1) Maintain, repair, and operate the transit facilities and railroad
4 facilities;

5 (2) Provide for depreciation of the transit facilities and railroad facilities;

6 (3) Replace, enlarge, extend, reconstruct, renew, and improve the transit
7 facilities and railroad facilities;

8 (4) Pay the costs of purchasing, leasing, or otherwise acquiring and
9 installing rolling stock and other equipment;

10 (5) Pay the principal of and interest on any outstanding obligations of the
11 Administration, including obligations incurred for the acquisition of rolling stock;

12 (6) Pay the current expenses of the Administration; and

13 (7) Provide for any purpose that the Administration considers necessary
14 and desirable to carry out the provisions of this title.

15 (c) Except for the authority of the Secretary and, where applicable, the Maryland
16 Transportation Authority, the rentals, rates, fares, fees, and other charges imposed by the
17 Administration, **INCLUDING FARES FOR ANY TRANSIT SERVICE USING TAXICABS**, are
18 not subject to supervision or regulation by any instrumentality, agency, or unit of this State
19 or any of its political subdivisions.

20 (d) (1) The Administration may contract with the federal government, this
21 State, or any of their agencies or political subdivisions for payments to the Administration
22 for free or reduced fare transportation of employees or other persons.

23 (2) With respect to the operation of transit service, the Administration
24 shall allow individuals with disabilities who are employed by sheltered workshops and who
25 earn less than the current minimum wage, as determined by the Federal Wage and Hours
26 Board, to travel free to and from those workshops.

27 SECTION 2. AND BE IT FURTHER ENACTED, That this Act shall be construed to
28 apply only prospectively and may not be applied or interpreted to have any effect on or
29 application to any contract between the Maryland Transit Administration and a provider
30 of sedan service entered into before the effective date of this Act.

31 SECTION 3. AND BE IT FURTHER ENACTED, That this Act shall take effect June
32 1, 2017.