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1998 Regular Session  
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By: **Chairman, Appropriations Committee (Departmental - Transportation)**

Introduced and read first time: January 23, 1998

Assigned to: Appropriations

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Committee Report: Favorable

House action: Adopted

Read second time: March 10, 1998

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CHAPTER\_\_\_\_\_

1 AN ACT concerning

2 **Personnel - Maryland Transportation Authority Police Force**

3 FOR the purpose of repealing a provision of law placing the Maryland Transportation  
4 Authority Police Force in the State Personnel Management System and other  
5 related personnel provisions; clarifying that the Maryland Transportation  
6 Authority Police Force is part of the Transportation Services Human Resources  
7 Personnel System; and generally relating to the Maryland Transportation  
8 Authority Police Force.

9 BY repealing and reenacting, without amendments,  
10 Article - Transportation  
11 Section 2-103.4(a)  
12 Annotated Code of Maryland  
13 (1993 Replacement Volume and 1997 Supplement)

14 BY repealing and reenacting, with amendments,  
15 Article - Transportation  
16 Section 4-208  
17 Annotated Code of Maryland  
18 (1993 Replacement Volume and 1997 Supplement)

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

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**Article - Transportation**

2 2-103.4.

3 (a) Without regard to the laws of this State relating to other State employees,  
4 the Secretary of Transportation may establish a human resources management  
5 system for employees of the Department and its units. Any human resources  
6 management system that the Secretary establishes under this section shall:

7 (1) Be based on merit;

8 (2) Include fair and equitable procedures for appointment, hiring,  
9 promotion, layoff, removal, termination, redress of grievances, and reinstatement of  
10 employees; and

11 (3) Permit employees to participate in the pension and retirement  
12 systems for employees of the State of Maryland authorized under Division II of the  
13 State Personnel and Pensions Article or any other pension and retirement systems  
14 authorized by law.

15 4-208.

16 (a) There is a Maryland Transportation Authority Police Force.

17 (b) (1) A Maryland Transportation Authority police officer has all the  
18 powers granted to a peace officer and a police officer of this State.

19 (2) However, the Maryland Transportation Authority police officer may  
20 exercise these powers only on property owned, leased, or operated by or under the  
21 control of the Maryland Transportation Authority and the Maryland Aviation  
22 Administration.

23 (3) The police officer may not exercise these powers on any other  
24 property unless:

25 (i) Engaged in fresh pursuit of a suspected offender;

26 (ii) Specially requested or permitted to do so in a political  
27 subdivision by its chief executive officer or its chief police officer;

28 (iii) Specially requested or permitted to do so on property owned,  
29 leased, or operated by or under the control of the Maryland Port Administration by its  
30 chief police officer; or

31 (iv) Ordered to do so by the Governor.

32 (c) (1) In consultation with the Secretary of the State Police and the  
33 Maryland Police Training Commission, the Secretary of Transportation shall adopt  
34 standards, qualifications, and prerequisites of character, training, education, human  
35 and public relations, and experience for Maryland Transportation Authority police  
36 officers, including standards for the performance of their duties.

1           (2)     To the extent practicable, the Secretary of Transportation shall adopt  
2 standards that are similar to the standards adopted for the Department of State  
3 Police.

4           (3)     Standards adopted on or after July 1, 1974, on minimum hiring  
5 qualifications of Maryland Transportation Authority police officers may not affect the  
6 status of any individual who was a qualified toll facilities police officer on that date.

7       (d)     The Authority shall adopt rules and regulations governing the operation  
8 and conduct of the Maryland Transportation Authority Police Force and of Maryland  
9 Transportation Authority police officers. These rules and regulations shall be  
10 consistent with the standards established by the Secretary.

11       [(e)    (1)     A member of the Maryland Transportation Authority Police Force is  
12 entitled to the salary provided in the State budget.

13           (2)    (i)     A member of the Maryland Transportation Authority Police  
14 Force is a special appointment in the State Personnel Management System.

15                   (ii)     However, a member of the Maryland Transportation Authority  
16 Police Force is subject to Division I of the State Personnel and Pensions Article to the  
17 same extent that a member of the Department of State Police is subject to that law.]

18       [(f)    (E)     The Maryland Transportation Authority Police Force shall provide  
19 police services to the Authority and to the Maryland Aviation Administration.

20       [(g)    (F)    (1)     Any person who was a member in good standing, as of July 1,  
21 1977, of the Maryland Aviation Administration Police Force of the Department of  
22 Transportation and subsequently an airport police employee of the State Police, shall  
23 become a member of the Maryland Transportation Authority Police Force, and shall  
24 continue as such without diminution in salary, except for shift differential, until  
25 retirement, resignation, or termination, and shall be paid in accordance with the  
26 Maryland Transportation Authority Police Force pay plan.

27           (2)     Each employee described in paragraph (1) of this subsection shall  
28 remain a member of the Baltimore City fire and police employees retirement system.  
29 The Authority shall reimburse the City for the employer's cost of the pension  
30 coverage.

31       SECTION 2. AND BE IT FURTHER ENACTED, That this Act shall take  
32 effect July 1, 1998.

