Unofficial Copy R6

By: Delegate Kagan

Introduced and read first time: February 11, 1998 Assigned to: Commerce and Government Matters

A BILL ENTITLED

1 AN ACT concerning

| 2 3 | 2 Vehicle Laws - Display of Flashing Amber Lights - Private Detectives and 3 Security Guards | | | |
|----------------------------|--|--|--|--|
| 4 5 6 | FOR the purpose of authorizing the display of flashing amber lights on a vehicle being used by a private detective or a security guard while providing certain services; and generally relating to the display of flashing amber lights on vehicles. | | | |
| 7 8 9 10 11 | 9 Section 13-101(i) and 19-101(j) 0 Annotated Code of Maryland | | | |
| 12 13 14 15 16 | Section 22-218.2Annotated Code of Maryland | | | |
| 17 18 | SECTION 1. BE IT ENACTED BY THE GENERAL ASSEMBLY OF MARYLAND, That the Laws of Maryland read as follows: | | | |
| 19 | Article - Business Occupations and Professions | | | |
| 20 | 13-101. | | | |
| 21 22 | (i) (1) "Provide private detective services" means to provide, for compensation, the service of: | | | |
| 23 | (i) conducting an investigation that concerns: | | | |
| 24 25 | 1. a crime or wrong committed, assumed to have been committed, or threatened to be committed; | | | |

| 2 | HOUSE BILL 712 | | | |
|---|--|--|--|--|
| 1 2 affiliations, associations, tra | 12.the identity, habits, conduct, movement, location,2 affiliations, associations, transactions, reputation, or character of any person; | | | |
| 3 | 3. | the credibility of a witness or of any other individual; | | |
| 4 | 4. | the location of a missing individual; | | |
| 5 | 5. | the location or recovery of lost or stolen property; | | |
| 6 | 6. | the origin or cause of or responsibility for: | | |
| 7 | А. | a fire; | | |
| 8 | B. | an accident; | | |
| 9 | C. | any damage to or loss of property; or | | |
| 10 | D. | an injury to an individual; | | |
| 117.the affiliation, connection, or relation of any person with12 an organization or other person; or | | | | |
| 13 14 employee, agent, contracto | 8. the activities, conduct, efficiency, loyalty, or honesty of any employee, agent, contractor, or subcontractor; | | | |
| 15 (ii) 16 board of award, or board o 17 cause; or | 6 board of award, or board of arbitration or for use in the trial of any civil or criminal | | | |
| 18 (iii) | nonuni | nonuniformed personal protection. | | |
| 19 (2) "Pro | "Provide private detective services" does not include: | | | |
| e | 20 (i) performing any activity of a person who is engaged exclusively 21 in the business of making investigations and reports that relate to the financial 22 standing, creditworthiness, or financial responsibility of any person; | | | |
| (ii) performing any activity of a person who is engaged exclusively in the business of making a report for an insurance or credit purpose, except if the making of the report involves an investigation or surveillance of a sort normally performed by a person who otherwise is subject to this title; | | | | |
| 27 (iii) 28 system with a central unit; | | | | |
| 29 (iv) | making | making a marketing survey. | | |

HOUSE BILL 712

1 19-101.

2 (j) "Security guard services" includes any activity that is performed for 3 compensation as a security guard to protect any individual or property, except the 4 activities of an individual while performing as:

5 (1) a marine guard or ship watchman, regardless of whether the guard or 6 watchman is stationed aboard a ship or on a pier; or

7 (2) a special police officer appointed and while performing under Article
8 41, Title 4, Subtitle 9 of the Code or § 16-16 of the Code of Public Local Laws of
9 Baltimore City.

10

Article - Transportation

11 22-218.2.

12 One or more amber flashing lights may be displayed:

13 (1) By a tow truck while at the scene of an accident or a disabled vehicle 14 or while towing a vehicle; [and]

15 (2) By snow removal and other highway maintenance and service 16 equipment and escort vehicles;

17 (3) ON A VEHICLE BEING USED BY A PRIVATE DETECTIVE WHILE
18 PROVIDING PRIVATE DETECTIVE SERVICES AS DEFINED IN § 13-101(I) OF THE
19 BUSINESS OCCUPATIONS AND PROFESSIONS ARTICLE; AND

20 (4) ON A VEHICLE BEING USED BY A SECURITY GUARD WHILE
21 PROVIDING SECURITY GUARD SERVICES AS DEFINED IN § 19-101 OF THE BUSINESS
22 OCCUPATIONS AND PROFESSIONS ARTICLE.

23 SECTION 2. AND BE IT FURTHER ENACTED, That this Act shall take effect 24 October 1, 1998.

3