
By: **Delegate Love**
Introduced and read first time: February 13, 1998
Assigned to: Environmental Matters

A BILL ENTITLED

1 AN ACT concerning

2 **Support Services - For-Hire Driving**

3 FOR the purpose of exempting certain transportation services provided through
4 certain agencies for clients of certain services from certain requirements of
5 for-hire driving services; allowing certain options in criminal record checks for
6 certain purposes; providing for the application of this Act; and generally relating
7 to support services and for-hire driving.

8 BY repealing and reenacting, with amendments,
9 Article - Public Utility Companies
10 Section 10-102
11 Annotated Code of Maryland
12 (As enacted by Chapter _____ (S.B. 1) of the Acts of the General Assembly of
13 1998)

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

16 **Article - Public Utility Companies**

17 10-102.

18 (a) This subtitle supplements other law relating to the operation and licensing
19 of motor vehicles.

20 (b) [Except for motor vehicles designed to transport more than 15 persons,
21 this] THIS title applies to any motor vehicle used in the transportation of persons in
22 exchange for remuneration EXCEPT:

23 (1) MOTOR VEHICLES DESIGNED TO TRANSPORT MORE THAN 15
24 PERSONS; AND

25 (2) TRANSPORTATION PROVIDED BY OR ON BEHALF OF A UNIT OF
26 FEDERAL, STATE, OR LOCAL GOVERNMENT, OR A NOT-FOR-PROFIT ORGANIZATION,
27 THAT REQUIRES A CRIMINAL RECORD CHECK AND DRIVING RECORD CHECK FOR ITS
28 DRIVERS, FOR CLIENTS OF SERVICES INCLUDING:

- 1 (I) AGING SUPPORT;
- 2 (II) DEVELOPMENTAL AND OTHER DISABILITIES;
- 3 (III) KIDNEY DIALYSIS;
- 4 (IV) MEDICAL ASSISTANCE PROGRAM;
- 5 (V) HEAD START;
- 6 (VI) WELFARE-TO-WORK;
- 7 (VII) MENTAL HEALTH; AND
- 8 (VIII) JOB TRAINING.

9 (C) A GOVERNMENTAL UNIT OR NOT-FOR-PROFIT ORGANIZATION UNDER
10 SUBSECTION (B)(2) OF THIS SECTION MAY OBTAIN A CRIMINAL RECORD CHECK OF A
11 DRIVER THROUGH THE CRIMINAL JUSTICE INFORMATION SYSTEM, THE FEDERAL
12 BUREAU OF INVESTIGATION, OR A PRIVATE INVESTIGATOR.

13 [(c)] (D) This subtitle does not limit the power of a political subdivision of the
14 State to adopt reasonable traffic regulations such as:

- 15 (1) the designation of taxicab stands; and
- 16 (2) the restriction or prohibition of cruising along a public street when
17 the cruising would menace the public safety or unduly congest traffic.

18 SECTION 2. AND BE IT FURTHER ENACTED, That notwithstanding the
19 provisions of this Act, a provider of a transportation service listed in § 10-102(b)(2) of
20 the Public Utility Companies Article, as enacted by this Act, may not be required to
21 obtain a criminal record check or driving record check of a driver employed by the
22 provider as of October 1, 1998 solely for the purposes of providing one or more of those
23 listed transportation services.

24 SECTION 3. AND BE IT FURTHER ENACTED, That this Act shall take effect
25 October 1, 1998.