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By: **Delegate Pitkin**  
Introduced and read first time: February 8, 2002  
Assigned to: Commerce and Government Matters

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A BILL ENTITLED

1 AN ACT concerning

2 **Maryland Aviation Administration - Airport Employees and Air School**  
3 **Students - Criminal Background Checks and Fingerprinting**

4 FOR the purpose of requiring the Maryland Aviation Administration to adopt  
5 regulations that require criminal background checks and fingerprinting of all  
6 employees and contractors who work at airports in Maryland and of all  
7 prospective and current students at air schools in the State; and generally  
8 relating to criminal background checks and fingerprinting of airport employees  
9 and contractors and students at air schools.

10 BY repealing and reenacting, with amendments,  
11 Article - Transportation  
12 Section 5-208  
13 Annotated Code of Maryland  
14 (2001 Replacement Volume)

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

17 **Article - Transportation**

18 5-208.

19 (a) (1) The Administration may perform any act, issue and amend any order,  
20 adopt and amend any general or special rule, regulation, or procedure, and establish  
21 any minimum standard consistent with this title and necessary:

22 (i) To perform its duties and carry out the provisions of this title;

23 (ii) To protect the general public safety, the safety of persons who  
24 operate, use, or travel in aircraft, the safety of persons who receive instructions in  
25 flying or ground subjects that relate to aeronautics, or the safety of persons and  
26 property on land or water; or

27 (iii) To develop and promote aeronautics in this State.

1           (2)       The Administration also may adopt rules and regulations by which a  
2 person engaging in aeronautics may be required to establish financial responsibility  
3 for any damage or injury that might be caused by the person.

4       (b)       (1)       A rule or regulation adopted by the Administration may not apply to  
5 any airport, airport facility, or air navigation facility that is owned or operated by the  
6 United States.

7           (2)       A rule, regulation, order, or standard of the Administration may not  
8 be inconsistent with or contrary to federal law.

9       (c)       THE ADMINISTRATION SHALL ADOPT REGULATIONS THAT REQUIRE  
10 CRIMINAL BACKGROUND CHECKS AND FINGERPRINTING OF:

11           (1)       ALL EMPLOYEES AND CONTRACTORS WHO WORK AT AIRPORTS IN  
12 THE STATE; AND

13           (2)       ALL PROSPECTIVE AND CURRENT STUDENTS AT AIR SCHOOLS.

14       (D)       Copies of all rules, regulations, and standards shall be filed in accordance  
15 with the Administrative Procedure Act and the State Documents Law and shall be  
16 made available to the public.

17       SECTION 2. AND BE IT FURTHER ENACTED, That this Act shall take effect  
18 October 1, 2002.