

HOUSE BILL 1489

R2, E1

8lr3239

By: **Delegate Rosenberg**

Introduced and read first time: February 18, 2008

Assigned to: Rules and Executive Nominations

A BILL ENTITLED

1 AN ACT concerning

2 **Transportation – Crimes Against Public Transit Employees – Penalties**

3 FOR the purpose of prohibiting an individual from committing certain offenses against
4 certain public transit employees who are acting in the course of their duties;
5 defining certain terms; establishing certain penalties; and generally relating to
6 offenses committed against public transit employees.

7 BY adding to

8 Article – Transportation

9 Section 7–705.1

10 Annotated Code of Maryland

11 (2001 Replacement Volume and 2007 Supplement)

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

14 **Article – Transportation**

15 **7–705.1.**

16 (A) (1) IN THIS SECTION THE FOLLOWING WORDS HAVE THE
17 MEANINGS INDICATED.

18 (2) **“OFFENSE” MEANS:**

19 (I) **ASSAULT;**

20 (II) **RECKLESS ENDANGERMENT;**

21 (III) **CARJACKING;**

EXPLANATION: CAPITALS INDICATE MATTER ADDED TO EXISTING LAW.

[Brackets] indicate matter deleted from existing law.



1 (IV) EXTORTION UNDER §§ 3-704 THROUGH 3-706 OF THE
2 CRIMINAL LAW ARTICLE;

3 (V) KIDNAPPING;

4 (VI) MANSLAUGHTER;

5 (VII) MURDER;

6 (VIII) RAPE;

7 (IX) ROBBERY; OR

8 (X) THEFT.

9 (3) "PUBLIC TRANSIT EMPLOYEE" MEANS AN OPERATOR OF A
10 TRANSIT VEHICLE, A STATION AGENT, OR A STATION ATTENDANT WHO IS
11 EMPLOYED BY:

12 (I) THE ADMINISTRATION;

13 (II) AN ENTITY THAT PROVIDES TRANSIT SERVICE UNDER
14 CONTRACT WITH THE ADMINISTRATION;

15 (III) A LOCAL GOVERNMENT AGENCY OR PUBLIC TRANSIT
16 AUTHORITY; OR

17 (IV) A PRIVATE ENTITY THAT PROVIDES PUBLIC TRANSIT
18 SERVICE.

19 (B) AN INDIVIDUAL MAY NOT COMMIT AN OFFENSE AGAINST A PUBLIC
20 TRANSIT EMPLOYEE WHO IS ACTING IN THE COURSE OF THE PUBLIC TRANSIT
21 EMPLOYEE'S DUTIES.

22 (C) AN INDIVIDUAL WHO VIOLATES SUBSECTION (B) OF THIS SECTION
23 IS SUBJECT TO A FINE OF UP TO ONE AND ONE-HALF TIMES THE MAXIMUM FINE
24 AUTHORIZED FOR THE UNDERLYING OFFENSE OR IMPRISONMENT FOR UP TO
25 ONE AND ONE-HALF TIMES THE MAXIMUM IMPRISONMENT AUTHORIZED FOR
26 THE UNDERLYING OFFENSE OR BOTH.

27 SECTION 2. AND BE IT FURTHER ENACTED, That this Act shall take effect
28 October 1, 2008.