

SENATE BILL 625

R2, O3

EMERGENCY BILL

2lr2392

By: Senator Hettleman

Introduced and read first time: February 3, 2022

Assigned to: Finance

A BILL ENTITLED

1 AN ACT concerning

2 **Transportation of Persons With Disabilities – Transportation Network**
3 **Companies – Employee Requirements**

4 FOR the purpose of exempting certain employees of transportation network companies that
5 provide transit service to persons with disabilities under contract with the Maryland
6 Transit Administration from certain requirements relating to a certain criminal
7 history records check and completion of a certain course; requiring transportation
8 network companies that provide transit service to persons with disabilities under
9 contract with the Administration to run certain annual background checks on certain
10 employees; and generally relating to requirements for employees of transportation
11 network companies that transport persons with disabilities.

12 BY repealing and reenacting, without amendments,
13 Article – Public Utilities
14 Section 10–101(l)
15 Annotated Code of Maryland
16 (2020 Replacement Volume and 2021 Supplement)

17 BY repealing and reenacting, with amendments,
18 Article – Transportation
19 Section 7–102.1(e)
20 Annotated Code of Maryland
21 (2020 Replacement Volume and 2021 Supplement)

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

24 **Article – Public Utilities**

25 10–101.

EXPLANATION: CAPITALS INDICATE MATTER ADDED TO EXISTING LAW.

[Brackets] indicate matter deleted from existing law.



(l) "Transportation network company" means a company that operates in the State using a digital network to connect passengers to transportation network operators or transportation network partners for transportation network services.

Article – Transportation

5 7-102.1.

32 (II) THE REQUIREMENTS OF PARAGRAPH (2) OF THIS
33 SUBSECTION DO NOT APPLY TO TRANSPORTATION NETWORK COMPANIES THAT
34 PROVIDE TRANSIT SERVICE TO PERSONS WITH DISABILITIES UNDER CONTRACT
35 WITH THE ADMINISTRATION.

7 (IV) ANY BACKGROUND SCREENING PROVIDER USED BY A
8 TRANSPORTATION NETWORK COMPANY THAT PROVIDES TRANSIT SERVICE TO
9 PERSONS WITH DISABILITIES UNDER CONTRACT WITH THE ADMINISTRATION SHALL
10 BE AUDITED AND ACCREDITED BY THE BACKGROUND SCREENING CREDENTIALING
11 COUNCIL OF THE PROFESSIONAL BACKGROUND SCREENING ASSOCIATION.

12 (v) THE ADMINISTRATION MAY ADOPT REGULATIONS TO
13 ESTABLISH CRIMINAL HISTORY RECORDS CHECK STANDARDS THAT A
14 TRANSPORTATION NETWORK COMPANY UNDER CONTRACT WITH THE
15 ADMINISTRATION MUST MEET TO PROVIDE TRANSIT SERVICE TO PERSONS WITH
16 DISABILITIES.

[(3)] (4) (i) In this paragraph, “Central Repository” has the meaning stated in § 10–201 of the Criminal Procedure Article.

19 (ii) The Administration or contractor shall apply to the Central
20 Repository for a State and national criminal history records check for each employee subject
21 to this subsection.

22 (iii) As part of the application for a criminal history records check,
23 the Administration or contractor shall submit to the Central Repository:

31 (iv) In accordance with Title 10, Subtitle 2 of the Criminal Procedure
32 Article, the Central Repository shall forward to the employee and the Administration or
33 contractor a printed statement of the employee's criminal history record information.

34 (v) Information obtained from the Central Repository under this
35 subsection shall be:

1. Confidential and may not be disseminated; and
2. Used only for the purpose authorized by this subsection.

(vi) The subject of a criminal history records check under this subsection may contest the contents of the printed statement issued by the Central Repository as provided in § 10–223 of the Criminal Procedure Article.

6 SECTION 2. AND BE IT FURTHER ENACTED, That this Act is an emergency
7 measure, is necessary for the immediate preservation of the public health or safety, has
8 been passed by a yea and nay vote supported by three-fifths of all the members elected to
9 each of the two Houses of the General Assembly, and shall take effect from the date it is
10 enacted.