

# HOUSE BILL 440

F1, F5, R7  
HB 530/13 – ENV

4r0857  
CF SB 58

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By: **Delegates Pena–Melnik, Anderson, Barnes, Beidle, Bobo, Braveboy, Carr, Frush, Gilchrist, Glenn, Gutierrez, Harper, Healey, Holmes, Kramer, Lafferty, McMillan, A. Miller, Myers, Niemann, Otto, Reznik, S. Robinson, Simmons, Valderrama, Vitale, A. Washington, and Wilson**

Introduced and read first time: January 27, 2014

Assigned to: Environmental Matters

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## A BILL ENTITLED

1 AN ACT concerning

2 **Education – School Vehicles – Authorized Riders**

3 FOR the purpose of prohibiting the driver of a school vehicle from allowing certain  
4 individuals to board or ride on the school vehicle subject to certain exceptions;  
5 authorizing certain individuals to board or ride on a school vehicle under certain  
6 circumstances; and generally relating to riders on school vehicles.

7 BY repealing and reenacting, with amendments,  
8 Article – Transportation  
9 Section 16–816  
10 Annotated Code of Maryland  
11 (2012 Replacement Volume and 2013 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 16–816.

16 (a) An individual may not drive a school vehicle on any highway in this State  
17 unless the individual:

18 (1) Passes an appropriate medical examination; and

19 (2) For driving a school bus, has been issued a commercial driver’s  
20 license endorsed school bus.

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EXPLANATION: CAPITALS INDICATE MATTER ADDED TO EXISTING LAW.

[Brackets] indicate matter deleted from existing law.



1           **(B) EXCEPT AS PROVIDED IN SUBSECTIONS (C) AND (D) OF THIS**  
2 **SECTION, A DRIVER OF A SCHOOL VEHICLE MAY NOT ALLOW AN INDIVIDUAL**  
3 **WHO IS NOT A STUDENT OR SCHOOL EMPLOYEE TO BOARD OR RIDE ON THE**  
4 **SCHOOL VEHICLE.**

5           **(C) AN INDIVIDUAL MAY BOARD AND RIDE ON A SCHOOL VEHICLE AS A**  
6 **SCHOOL VEHICLE ATTENDANT IF THE INDIVIDUAL:**

7                   **(1) (I) IS AN EMPLOYEE OF THE LOCAL SCHOOL SYSTEM OR**  
8 **TRANSPORTATION COMPANY THAT OPERATES THE SCHOOL VEHICLE;**

9                           **(II) IS OTHERWISE AUTHORIZED BY THE LOCAL SCHOOL**  
10 **SYSTEM TO ACT AS A SCHOOL VEHICLE ATTENDANT FOR A CHILD ON THE**  
11 **SCHOOL VEHICLE; OR**

12                           **(III) IS A NURSE, AN AIDE, OR ANY OTHER INDIVIDUAL**  
13 **ASSIGNED OR AUTHORIZED TO WORK WITH A STUDENT IN ACCORDANCE WITH**  
14 **THE STUDENT'S INDIVIDUALIZED EDUCATION PLAN, 504 PLAN, OR OTHER**  
15 **STUDENT-SPECIFIC WRITTEN PLAN; AND**

16                   **(2) (I) IS IN POSSESSION OF PHOTO IDENTIFICATION THAT**  
17 **IDENTIFIES THE LOCAL SCHOOL SYSTEM OR TRANSPORTATION COMPANY THAT**  
18 **EMPLOYS THE INDIVIDUAL AS A SCHOOL VEHICLE ATTENDANT; OR**

19                           **(II) IS IN POSSESSION OF PHOTO IDENTIFICATION OR**  
20 **ANOTHER DOCUMENT ISSUED BY THE LOCAL SCHOOL SYSTEM THAT**  
21 **AUTHORIZES THE INDIVIDUAL TO ACT AS A SCHOOL VEHICLE ATTENDANT FOR A**  
22 **CHILD ON THE SCHOOL VEHICLE.**

23           **(D) AN INDIVIDUAL MAY BOARD AND RIDE ON A SCHOOL VEHICLE WITH**  
24 **THE WRITTEN PERMISSION OF THE LOCAL SCHOOL SYSTEM.**

25           **[(b)] (E)** With the advice of the State Department of Education, the  
26 Administration may adopt regulations concerning the qualifications of school vehicle  
27 drivers.

28           SECTION 2. AND BE IT FURTHER ENACTED, That this Act shall take effect  
29 October 1, 2014.