

HOUSE BILL 148

R2
HB 1053/23 – JUD

(PRE-FILED)

4lr0791

By: **Delegates Ebersole, Allen, Attar, Atterbeary, Bagnall, Boyce, Fair, Foley, Guyton, Hill, Hinebaugh, Kaufman, McCaskill, Pasteur, Pena-Melnyk, Pruski, Ruth, Solomon, Terrasa, Toles, Woods, Wu, and Ziegler**

Requested: October 2, 2023

Introduced and read first time: January 10, 2024

Assigned to: Judiciary

Reassigned: Environment and Transportation, January 17, 2024

Committee Report: Favorable with amendments

House action: Adopted

Read second time: March 6, 2024

CHAPTER _____

1 AN ACT concerning

2 **Department of Transportation – Human Trafficking Awareness, Training, and**
3 **Response**
4 **(See Someone, Save Someone Act)**

5 FOR the purpose of requiring the Maryland Department of Transportation to develop or
6 identify and implement a certain training program for certain transportation-sector
7 employees, ~~taxicab drivers, and transportation network operators~~ on the
8 identification and reporting of suspected human trafficking victims; ~~prohibiting the~~
9 ~~Public Service Commission from issuing or renewing a taxicab driver's license or~~
10 ~~issuing a transportation network operator's license unless the applicant has~~
11 ~~completed the training program; requiring a holder of a transportation network~~
12 ~~operator's license on a certain date to complete the training program by a certain~~
13 ~~date, subject to license suspension; requiring certain transportation-sector~~
14 employers to certify that certain employees have completed the training program;
15 requiring certain transportation-sector employers to establish procedures for
16 reporting suspected human trafficking to certain entities and to implement a certain
17 human trafficking prevention policy; prohibiting certain employers, or employees,
18 ~~taxicab drivers, or transportation network operators~~ from being held civilly or
19 criminally liable for reporting or responding to in good faith a suspected incident of
20 human trafficking; requiring the Department to require frequent public service

EXPLANATION: CAPITALS INDICATE MATTER ADDED TO EXISTING LAW.

[Brackets] indicate matter deleted from existing law.

Underlining indicates amendments to bill.

~~Strike out~~ indicates matter stricken from the bill by amendment or deleted from the law by amendment.



1 announcements with safety information for trafficking victims at certain locations;
2 and generally relating to human trafficking awareness, training, and response.

3 ~~BY adding to~~

4 ~~Article – Public Utilities~~

5 ~~Section 10–208.1~~

6 ~~Annotated Code of Maryland~~

7 ~~(2020 Replacement Volume and 2023 Supplement)~~

8 ~~BY repealing and reenacting, with amendments,~~

9 ~~Article – Public Utilities~~

10 ~~Section 10–404(a)~~

11 ~~Annotated Code of Maryland~~

12 ~~(2020 Replacement Volume and 2023 Supplement)~~

13 BY adding to

14 Article – Transportation

15 Section 2–113

16 Annotated Code of Maryland

17 (2020 Replacement Volume and 2023 Supplement)

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

20 ~~Article – Public Utilities~~

21 ~~10–208.1.~~

22 ~~THE COMMISSION MAY NOT ISSUE OR RENEW A TAXICAB DRIVER'S LICENSE~~
23 ~~UNLESS THE APPLICANT HAS COMPLETED THE TRAINING PROGRAM ON THE~~
24 ~~IDENTIFICATION AND REPORTING OF SUSPECTED HUMAN TRAFFICKING PROVIDED~~
25 ~~BY THE DEPARTMENT OF TRANSPORTATION UNDER § 2-113 OF THE~~
26 ~~TRANSPORTATION ARTICLE.~~

27 ~~10–404.~~

28 ~~(a) (1) An operator may not provide transportation network services unless~~
29 ~~the Commission has authorized the operator to operate on a provisional basis or has issued~~
30 ~~a valid temporary or permanent transportation network operator's license to provide~~
31 ~~transportation network services.~~

32 ~~(2) NOTWITHSTANDING ANY OTHER PROVISION OF THIS SECTION,~~
33 ~~THE COMMISSION MAY NOT ISSUE A TEMPORARY OR PERMANENT TRANSPORTATION~~
34 ~~NETWORK OPERATOR'S LICENSE OR AUTHORIZE OPERATION ON A PROVISIONAL~~
35 ~~BASIS UNLESS THE APPLICANT HAS COMPLETED THE TRAINING PROGRAM ON THE~~
36 ~~IDENTIFICATION AND REPORTING OF SUSPECTED HUMAN TRAFFICKING PROVIDED~~

1 ~~BY THE DEPARTMENT OF TRANSPORTATION UNDER § 2-113 OF THE~~
 2 ~~TRANSPORTATION ARTICLE.~~

3 Article – Transportation

4 2-113.

5 (A) IN THIS SECTION, “TRANSIT SERVICE” AND “TRANSIT STATION” HAVE
 6 THE MEANINGS STATED IN § 7-101 OF THIS ARTICLE.

7 (B) THIS SECTION APPLIES ONLY TO:

8 (1) AN EMPLOYEE WHO IS:

9 (I) A STATE EMPLOYEE WHO WORKS AT A TRANSIT STATION,
 10 AIRPORT, PORT FACILITY, OR HIGHWAY REST STOP;

11 (II) A STATE EMPLOYEE WHO PROVIDES TRANSIT SERVICE; OR

12 (III) EMPLOYED UNDER A CONTRACT WITH THE STATE TO
 13 PROVIDE TRANSIT SERVICE; OR

14 (2) AN EMPLOYER OF AN EMPLOYEE DESCRIBED IN ITEM (1) OF THIS
 15 SUBSECTION;

16 ~~(3) A TAXICAB DRIVER; AND~~

17 ~~(4) A TRANSPORTATION NETWORK OPERATOR.~~

18 (C) (1) THE DEPARTMENT SHALL:

19 (I) ~~DEVELOP~~ IN CONSULTATION WITH STAKEHOLDERS,
 20 DEVELOP OR IDENTIFY AND IMPLEMENT A TRAINING PROGRAM, INCLUDING A
 21 CURRICULUM, ON THE IDENTIFICATION AND REPORTING OF SUSPECTED HUMAN
 22 TRAFFICKING; AND

23 (II) ADMINISTER THE TRAINING PROGRAM TO ALL EMPLOYEES
 24 AND CONTRACT EMPLOYEES OF THE DEPARTMENT, ~~TAXICAB DRIVERS, AND~~
 25 ~~TRANSPORTATION NETWORK OPERATORS.~~

26 (2) THE TRAINING PROGRAM SHALL ~~INCLUDE A VIDEO~~
 27 ~~PRESENTATION THAT:~~

28 ~~(I)~~ DEFINES:

1 **(I) INCLUDE A DEFINITION OF HUMAN TRAFFICKING; AND**

2 **(II) OFFERS OFFER GUIDANCE TO EMPLOYEES, AND CONTRACT**
3 **EMPLOYEES, TAXICAB DRIVERS, AND TRANSPORTATION NETWORK OPERATORS ON**
4 **THE IDENTIFICATION OF POTENTIAL VICTIMS OF HUMAN TRAFFICKING AND**
5 **PROTOCOLS FOR REPORTING SUSPECTED HUMAN TRAFFICKING.**

6 **(D) (1) EXCEPT AS PROVIDED IN PARAGRAPH (2) OF THIS SUBSECTION,**
7 **ON OR BEFORE ~~OCTOBER~~ JANUARY 1, 2024 2025, AND EACH ~~OCTOBER~~ JANUARY 1**
8 **THEREAFTER, EACH EMPLOYER SHALL CERTIFY TO THE DEPARTMENT THAT ALL**
9 **THE EMPLOYER'S EMPLOYEES HAVE COMPLETED THE TRAINING PROGRAM.**

10 **(2) AN EMPLOYER SHALL PROVIDE A NEW EMPLOYEE WITH THE**
11 **TRAINING REQUIRED UNDER THIS SECTION WITHIN 90 DAYS AFTER THE DATE OF**
12 **HIRE.**

13 **(E) EACH EMPLOYER, IN CONSULTATION WITH THE DEPARTMENT, SHALL:**

14 **(1) ESTABLISH A PROCEDURE FOR EMPLOYEES, AND CONTRACT**
15 **EMPLOYEES, ~~TAXICAB DRIVERS, AND TRANSPORTATION NETWORK OPERATORS~~ TO**
16 **REPORT SUSPECTED INCIDENTS OF HUMAN TRAFFICKING TO ~~APPROPRIATE~~**
17 **~~SECURITY STAFF, LAW ENFORCEMENT, OR THE NATIONAL HUMAN TRAFFICKING~~**
18 **~~RESOURCE CENTER HOTLINE~~ THE APPROPRIATE LOCAL AGENCIES, INCLUDING THE**
19 **DESIGNATED REGIONAL NAVIGATOR; AND**

20 **(2) IMPLEMENT A HUMAN TRAFFICKING PREVENTION POLICY FOR**
21 **EMPLOYEES, AND CONTRACT EMPLOYEES, ~~TAXICAB DRIVERS, AND~~**
22 **~~TRANSPORTATION NETWORK OPERATORS~~ BY PROVIDING INFORMATION ON HOW TO:**

23 **(I) RECOGNIZE POTENTIAL VICTIMS OF HUMAN TRAFFICKING;**

24 **(II) RESPOND TO AN INDIVIDUAL WHO MAY BE OR IS A VICTIM**
25 **OF HUMAN TRAFFICKING; AND**

26 **(III) CONNECT AN INDIVIDUAL WHO MAY BE OR IS A VICTIM OF**
27 **HUMAN TRAFFICKING WITH AVAILABLE RESOURCES.**

28 **(F) AN EMPLOYER, AN EMPLOYEE, OR A CONTRACT EMPLOYEE, ~~A TAXICAB~~**
29 **~~DRIVER, OR A TRANSPORTATION NETWORK OPERATOR~~ MAY NOT BE HELD CIVILLY**
30 **OR CRIMINALLY LIABLE FOR REPORTING OR RESPONDING IN GOOD FAITH TO A**
31 **SUSPECTED INCIDENT OF HUMAN TRAFFICKING.**

32 **(G) ~~THE~~ TO THE EXTENT PRACTICABLE, THE DEPARTMENT SHALL REQUIRE**
33 **FREQUENT PUBLIC SERVICE ANNOUNCEMENTS WITH SAFETY INFORMATION FOR**

1 HUMAN TRAFFICKING VICTIMS TO BE MADE, IN BOTH ENGLISH AND SPANISH, AT
2 TRANSIT STATIONS, AIRPORTS, PORT FACILITIES, AND HIGHWAY REST STOPS.

3 SECTION 2. AND BE IT FURTHER ENACTED, That this Act shall take effect
4 October 1, 2024.

Approved:

Governor.

Speaker of the House of Delegates.

President of the Senate.