

CHAPTER 459

(House Bill 1033)

AN ACT concerning

Railroad Safety and Health

FOR the purpose of altering the definition of "railroad" to exclude certain rapid rail transit systems; altering the definition of "employee" to exclude employees of rapid rail transit systems; providing that the Commissioner of Labor and Industry shall have no jurisdiction in areas of railroad safety and health relating to certain rapid rail transit systems; and generally relating to railroad safety and health in the State of Maryland.

BY repealing and reenacting, with amendments,

Article 89 - Division of Labor and Industry
Section 83(4) and (5)
Annotated Code of Maryland
(1979 Replacement Volume and 1983 Supplement)

BY adding to

Article 89 - Division of Labor and Industry
Section 84(a)(11)
Annotated Code of Maryland
(1979 Replacement Volume and 1983 Supplement)

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

Article 89 - Division of Labor and Industry

83.

For the purposes of this subtitle:

(4) (I) "Employee" includes every person in the service of a carrier (subject to its continuing authority to supervise and direct the manner of rendition of his service) who performs any work defined as that of an employee or subordinate official in the orders of the Interstate Commerce Commission now in effect, and as the same may be amended or interpreted by orders hereafter entered by the Commission pursuant to the authority which is conferred upon it to enter orders amending or interpreting such existing orders.

(II) "EMPLOYEE" DOES NOT INCLUDE ANY PERSON WHO PERFORMS ANY WORK IN THE SERVICE OF A RAPID RAIL TRANSIT SYSTEM OPERATING IN THE STATE.