

~~(8)-(I) ANY PERSON WHO IS AN OWNER OPERATOR OF A MOTOR VEHICLE AND ENTERS INTO A WRITTEN CONTRACT WITH A MOTOR CARRIER FOR PERMANENT OR TRIP LEASING WHERE THERE EXISTS NO INTENT UNDER THE CONTRACT TO CREATE THE RELATIONSHIP OF EMPLOYER AND EMPLOYEE.~~

(8) (I) SUBJECT TO THE PROVISIONS OF SUBPARAGRAPHS (II) AND (III) OF THIS PARAGRAPH, ANY PERSON WHO:

1. IS THE OWNER OPERATOR OF A CLASS F TRACTOR, AS DEFINED IN THE MARYLAND VEHICLE LAW, UNDER A WRITTEN AGREEMENT WITH A MOTOR CARRIER FOR PERMANENT OR TRIP LEASING;

2. IS PAID RENTAL COMPENSATION UNDER THE WRITTEN AGREEMENT, WHERE THERE EXISTS NO INTENT TO CREATE AN EMPLOYER-EMPLOYEE RELATIONSHIP; AND

3. QUALIFIES AS AN INDEPENDENT CONTRACTOR FOR FEDERAL TAX PURPOSES. HOWEVER,

(II) FOR THE PURPOSES OF THIS SUBTITLE, THE MOTOR CARRIER UNDER SUBPARAGRAPH (I) OF THIS PARAGRAPH SHALL BE DEEMED A PRINCIPAL CONTRACTOR AND THE OWNER OPERATOR SHALL BE DEEMED A SUBCONTRACTOR AND SUBJECT TO SECTION 62 OF THIS ARTICLE.

~~(III) (III) AN OWNER OPERATOR OF A MOTOR VEHICLE WHO ENTERS INTO A WRITTEN CONTRACT AS SPECIFIED IN ITEM SUBPARAGRAPH (I) OF THIS PARAGRAPH SHALL FURNISH PROOF OF INSURANCE FOR ANY EMPLOYEE OF THE OWNER OPERATOR AS MAY BE REQUIRED BY THIS ARTICLE.~~

62.

~~(A) THIS SECTION DOES NOT APPLY TO A MOTOR CARRIER WHO ENTERS INTO A WRITTEN CONTRACT FOR PERMANENT OR TRIP LEASING WITH ANY PERSON WHO IS AN OWNER OPERATOR OF A MOTOR VEHICLE WHERE THERE EXISTS NO INTENT UNDER THE CONTRACT TO CREATE THE RELATIONSHIP OF EMPLOYER AND EMPLOYEE.~~

(B) (A) When any person as a principal contractor, undertakes to execute any work which is a part of his trade, business or occupation which he has contracted to perform and contracts with any other person as subcontractor, for the execution by or under the subcontractor, of the whole or any part of the work undertaken by the principal contractor, the principal contractor shall be liable to pay to any workman employed in the execution of the work any compensation under this article which he would have been liable to pay if that workman had been immediately employed by him; and where compensation is claimed from or proceedings are taken against the principal contractor, then, in the application of this article, reference to the principal contractor shall be substituted for reference to the employer, except that the amount of compensation shall be