

Chapter 373

(House Bill 1005)

AN ACT concerning

**Public Utility Companies – University of Maryland, College Park Bus Service
– Motor Carrier Permit Exemption – ~~Removal~~ Extension of Sunset**

PG 403–11

FOR the purpose of providing that a motor carrier permit is not required for a shuttle bus service operated by the University of Maryland, College Park for its students that is also used to provide, in exchange for payment by the municipal corporation in which the University of Maryland, College Park operates shuttle bus service, transportation service to the residents of the municipal corporation; ~~removing~~ extending to a certain date the termination provision applicable to a certain motor carrier permit exemption relating to bus service provided by the University of Maryland, College Park; requiring the Department of Transportation Services in the University of Maryland, College Park, in consultation with the Public Service Commission, to report certain information to certain committees of the General Assembly on or before a certain date; and generally relating to bus service provided by the University of Maryland, College Park to its students and to the residents of a certain municipal corporation.

BY repealing and reenacting, with amendments,
Article – Public Utilities
Section 9–201
Annotated Code of Maryland
(2010 Replacement Volume)

BY repealing and reenacting, with amendments,
Chapter 346 of the Acts of the General Assembly of 2008
Section 3

BY repealing and reenacting, with amendments,
Chapter 347 of the Acts of the General Assembly of 2008
Section 3

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

Article – Public Utilities

9–201.

(a) Except as provided in subsection (b) of this section, a motor carrier permit is required for a passenger motor vehicle used in the transportation of persons for hire.

(b) A motor carrier permit is not required for:

(1) a motor vehicle used exclusively for the transportation of pupils to and from public or private schools;

(2) a motor vehicle operated for a period of not more than 3 months in any registration year in the transportation of persons employed at a cannery located in a county;

(3) taxicabs;

(4) public transportation for hire authorized to operate on the boardwalk in Ocean City;

(5) a vanpool operation as defined in § 11–175.1 of the Transportation Article;

(6) the public transportation system for Washington County established under § 1–603 of the Code of Public Local Laws of Washington County, Article 22 of the Code of Public Local Laws of Maryland;

(7) the public transportation system for Allegany County established under § 23–24 of the Code of Public Local Laws of Allegany County, Article 1 of the Code of Public Local Laws of Maryland;

(8) the public transportation system for Frederick County established by the Board of County Commissioners for Frederick County; or

(9) shuttle bus service operated by the University of Maryland, College Park for students enrolled at the University of Maryland, College Park and, in exchange for payment by [the] A municipal corporation in which the University of Maryland, College Park [is located] **OPERATES SHUTTLE BUS SERVICE**, transportation service on the shuttle bus to residents of the municipal corporation.

(c) The public duties of a common carrier may not be imposed on a person with respect to a vehicle for which a motor carrier permit is required under this section, if the vehicle is not actually engaged in public transportation.

Chapter 346 of the Acts of 2008

SECTION 3. AND BE IT FURTHER ENACTED, That this Act shall take effect July 1, 2008. ~~It~~ It shall remain effective for a period of ~~3~~ **6** years and, at the end of June 30, ~~2011~~ **2014**, with no further action required by the General Assembly, this Act shall be abrogated and of no further force and effect. ~~‡~~

Chapter 347 of the Acts of 2008

SECTION 3. AND BE IT FURTHER ENACTED, That this Act shall take effect July 1, 2008. ~~It~~ It shall remain effective for a period of ~~3~~ **6** years and, at the end of June 30, ~~2011~~ **2014**, with no further action required by the General Assembly, this Act shall be abrogated and of no further force and effect. ~~‡~~

SECTION 2. AND BE IT FURTHER ENACTED, That, on or before January 1, 2013, the Department of Transportation Services in the University of Maryland, College Park, in consultation with the Public Service Commission, shall report to the Senate Finance Committee and the House Economic Matters Committee, in accordance with § 2-1246 of the State Government Article, on the operations of the University of Maryland, College Park shuttle bus service and the provision of transportation services for residents of the municipal corporations in which the shuttle bus service operates, including:

- (1) local resident ridership levels;
- (2) applicable vehicle safety, maintenance, and inspection standards, whether self-imposed or imposed by a third party, including a governmental unit;
- (3) incidents arising from shuttle bus service operations that resulted in actual or potential liability for the University or a municipal corporation for which the University provides transportation service;
- (4) any indemnification agreements between the University and participating municipal corporations; and
- (5) the details of any insurance policies held by the University or self-insurance plans to cover losses arising from the University's shuttle bus operations.

SECTION ~~2~~ **3**. AND BE IT FURTHER ENACTED, That this Act shall take effect June 1, 2011.

Approved by the Governor, May 10, 2011.