

SENATE BILL 18

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R2
SB 418/03 - FIN

2004 Regular Session
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(PRE-FILED)

By: **Senator Pipkin**
Requested: November 14, 2003
Introduced and read first time: January 14, 2004
Assigned to: Finance

Committee Report: Favorable with amendments
Senate action: Adopted
Read second time: February 26, 2004

CHAPTER 78

1 AN ACT concerning

2 **Maryland Port Administration - ~~Vulnerability Assessments~~ Report to**
3 **General Assembly on Funding to Address Vulnerability Concerns**

4 FOR the purpose of requiring ~~certain owners and operators of facilities and vessels to~~
5 ~~file a copy of a certain vulnerability assessment required under the federal~~
6 ~~Maritime Transportation Security Act of 2002 with the Maryland Port~~
7 ~~Administration; requiring the the Maryland Port Administration to provide a~~
8 ~~certain report, identifying certain risks to transportation security, to the~~
9 ~~General Assembly on or before a certain date each year based on a certain~~
10 ~~vulnerability assessment provided to the United States Coast Guard under the~~
11 ~~federal Maritime Transportation Security Act of 2002; specifying the contents of~~
12 ~~the report; and generally relating to a requirement that the Administration~~
13 ~~report to the General Assembly on certain matters concerning the vulnerability~~
14 ~~assessments of of certain port facilities.~~

15 BY adding to
16 Article - Transportation
17 Section 6-210
18 Annotated Code of Maryland
19 (2001 Replacement Volume and 2003 Supplement)

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

1

Article - Transportation

2 6-210.

3 ~~(A) AN OWNER OR OPERATOR OF A FACILITY OR VESSEL WITHIN THE~~
4 ~~TERRITORIAL JURISDICTION OF THE ADMINISTRATION THAT IS SUBJECT TO A~~
5 ~~VULNERABILITY ASSESSMENT UNDER THE FEDERAL MARITIME TRANSPORTATION~~
6 ~~SECURITY ACT OF 2002 SHALL FILE A COPY OF THE VULNERABILITY ASSESSMENT~~
7 ~~WITH THE ADMINISTRATION.~~

8 ~~(B) SUBJECT TO SUBSECTION (B) OF THIS SECTION, ON OR BEFORE~~
9 ~~DECEMBER 1 OF EACH YEAR, THE ADMINISTRATION, IN ACCORDANCE WITH § 2-1246~~
10 ~~OF THE STATE GOVERNMENT ARTICLE, SHALL PROVIDE AN ANNUAL REPORT TO THE~~
11 ~~GENERAL ASSEMBLY BASED ON THE VULNERABILITY ASSESSMENT INFORMATION~~
12 ~~GATHERED UNDER SUBSECTION (A) OF THIS SECTION, IDENTIFYING RISKS TO~~
13 ~~TRANSPORTATION SECURITY, INCLUDING: CONCERNING PUBLIC TERMINALS~~
14 ~~SUBMITTED BY THE ADMINISTRATION TO THE UNITED STATES COAST GUARD UNDER~~
15 ~~THE FEDERAL MARITIME TRANSPORTATION SECURITY ACT OF 2002.~~

16 ~~(1) PROPOSED SAFETY STANDARDS TO ADDRESS IDENTIFIED RISKS;~~

17 ~~(2) A TIMELINE FOR IMPLEMENTING PROPOSED STANDARDS; AND~~

18 ~~(3) ESTIMATES OF THE IMPLEMENTATION COSTS, ALLOCATED~~
19 ~~BETWEEN THE STATE AND PRIVATE INDUSTRY.~~

20 ~~(B) WITH RESPECT TO ANY VULNERABILITY CONCERNS REPORTED BY THE~~
21 ~~ADMINISTRATION TO THE UNITED STATES COAST GUARD, THE REPORT TO THE~~
22 ~~GENERAL ASSEMBLY REQUIRED UNDER THIS SECTION:~~

23 ~~(1) SHALL PROVIDE AN ESTIMATE OF THE COSTS OF ADDRESSING THE~~
24 ~~VULNERABILITY CONCERNS;~~

25 ~~(2) SHALL STATE THE AMOUNT OF ANY GRANTS OR OTHER FEDERAL~~
26 ~~FUNDS RECEIVED OR REQUESTED BY THE ADMINISTRATION TO ADDRESS THE~~
27 ~~VULNERABILITY CONCERNS AND SHALL INCLUDE INFORMATION ON THE STATUS OF~~
28 ~~ANY PENDING REQUESTS FOR FEDERAL FUNDS; AND~~

29 ~~(3) MAY NOT INCLUDE THE SPECIFIC DETAILS OF ANY VULNERABILITY~~
30 ~~CONCERNS THE DISCLOSURE OF WHICH COULD COMPROMISE, IN ANY WAY,~~
31 ~~TRANSPORTATION SECURITY.~~

32 SECTION 2. AND BE IT FURTHER ENACTED, That this Act shall take
33 effect October 1, 2004.

