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By: **Chairman, Finance Committee (By Request - Departmental -  
Transportation)**

Introduced and read first time: January 25, 2006

Rules suspended

Assigned to: Finance

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Committee Report: Favorable

Senate action: Adopted

Read second time: February 10, 2006

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CHAPTER \_\_\_\_\_

1 AN ACT concerning

2 **Maryland Transportation Authority - Gasoline Service Stations on Kennedy**  
3 **Highway - Establishment in Service Areas**

4 FOR the purpose of altering the distribution of gasoline service stations authorized to  
5 be established in the service areas along the John F. Kennedy Memorial  
6 Highway; and generally relating to the gasoline service stations located along  
7 the John F. Kennedy Memorial Highway.

8 BY repealing and reenacting, with amendments,  
9 Article - Transportation  
10 Section 4-404  
11 Annotated Code of Maryland  
12 (2001 Replacement Volume and 2005 Supplement)

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

15 **Article - Transportation**

16 4-404.

17 (a) The Authority shall construct any gasoline service facilities that it finds to  
18 be needed on the John F. Kennedy Memorial Highway.

19 (b) (1) To give users of the highway a reasonable choice of motor fuels  
20 manufactured, produced, or marketed by different companies, at a reasonable price,

1 each gasoline service station shall be offered for lease in accordance with Division II  
2 of the State Finance and Procurement Article and this section.

3           (2)       To promote competition and prevent monopolies, a sufficient number  
4 of gasoline service stations operated by at least 2 different companies may be  
5 established [in each] AMONG THE service[area] AREAS along the highway.

6           (3)       One person may not be awarded a lease for or have the use of more  
7 than one half of the total number of service stations on the entire highway, and 1  
8 supplier, distributor, or retailer of motor fuel may not have the right to market fuel  
9 identified by its trademark, trade name, or brand at more than one half of the total  
10 number of service stations on the entire highway.

11       (c)       The Authority shall regulate the prices of fuel products sold on the  
12 highway to the extent necessary to achieve reasonable costs to patrons.

13       (d)       The lessee of any service station established under this section shall accept  
14 in payment for products sold and services rendered those credit cards that the  
15 Authority directs.

16       SECTION 2. AND BE IT FURTHER ENACTED, That this Act shall take  
17 effect October 1, 2006.