

HOUSE BILL 1376

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2002 Regular Session
2lr2896

By: **Delegates McClenahan, Wood, Bozman, and Conway**
Introduced and read first time: February 22, 2002
Assigned to: Rules and Executive Nominations
Re-referred to: Commerce and Government Matters, March 6, 2002

Committee Report: Favorable with amendments
House action: Adopted with floor amendments
Read second time: March 23, 2002

CHAPTER _____

1 AN ACT concerning

2 **Somerset County and St. Mary's County - Ferry Companies - Franchises**

3 FOR the purpose of authorizing the county commissioners of Somerset County and St.
4 Mary's County to grant one or more franchises for a ferry company to operate
5 between Somerset County and St. Mary's County and between Somerset County
6 and Reedville, Virginia on an exclusive or nonexclusive basis, ~~and~~; requiring the
7 county commissioners of Somerset County and St. Mary's County to review a
8 certain proposed business and financial plan at a certain time; authorizing the
9 county commissioners of Somerset County and St. Mary's County to adopt
10 certain regulations that are consistent with any regulations adopted by the
11 Public Service Commission; prohibiting certain ferry companies from
12 conducting certain gambling or gaming activities on any ferry that it operates
13 under a certain franchise; and generally relating to franchises for ferry
14 companies in Somerset County and St. Mary's County.

15 BY adding to
16 Article 25 - County Commissioners
17 Section 3D(a)(3)
18 Annotated Code of Maryland
19 (2001 Replacement Volume)

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

1

Article 25 - County Commissioners

2 3D.

3 (a) (3) (I) NOTWITHSTANDING ANY ANTICOMPETITIVE EFFECT, THE
4 COUNTY COMMISSIONERS OF SOMERSET COUNTY AND ST. MARY'S COUNTY MAY
5 GRANT ONE OR MORE FRANCHISES FOR A FERRY COMPANY TO OPERATE BETWEEN
6 SOMERSET COUNTY AND ST. MARY'S COUNTY AND BETWEEN SOMERSET COUNTY
7 AND REEDVILLE, VIRGINIA ON AN EXCLUSIVE OR NONEXCLUSIVE BASIS.

8 (II) BEFORE GRANTING A FRANCHISE FOR A FERRY COMPANY, THE
9 COUNTY COMMISSIONERS OF SOMERSET COUNTY AND ST. MARY'S COUNTY SHALL
10 REVIEW THE PROPOSED BUSINESS AND FINANCIAL PLAN FOR THE FERRY COMPANY.

11 (III) 1. THE COUNTY COMMISSIONERS OF SOMERSET COUNTY
12 AND ST. MARY'S COUNTY MAY ADOPT REGULATIONS, INCLUDING THE
13 ESTABLISHMENT OF FEES AND RATES, TO CARRY OUT THE PROVISIONS OF THIS
14 PARAGRAPH.

15 2. REGULATIONS ADOPTED UNDER THIS SUBPARAGRAPH
16 SHALL BE CONSISTENT WITH ANY REGULATIONS ADOPTED BY THE PUBLIC SERVICE
17 COMMISSION.

18 (IV) A FERRY COMPANY THAT IS GRANTED A FRANCHISE UNDER
19 THIS PARAGRAPH MAY NOT CONDUCT GAMBLING OR GAMING ACTIVITIES
20 PROHIBITED UNDER THE CRIMINAL LAW ARTICLE ON ANY FERRY THAT IT OPERATES
21 UNDER THE FRANCHISE.

22 SECTION 2. AND BE IT FURTHER ENACTED, That this Act shall take effect
23 October 1, 2002.