

(PRE-FILED)

By: **Chairman, Education, Health, and Environmental Affairs**
(Departmental - Transportation)

Requested: October 19, 2001

Introduced and read first time: January 9, 2002

Assigned to: Education, Health, and Environmental Affairs

A BILL ENTITLED

1 AN ACT concerning

2 **Maryland Port Administration - Public Records - Confidentiality of**
3 **Commercial Contracts and Proprietary Information**

4 FOR the purpose of authorizing a custodian of a public record to deny inspection of
5 part of a public record that contains certain information relating to commercial
6 contracts and proprietary information of the Maryland Port Administration or
7 any private operating company created by it; and generally relating to the
8 inspection of the public records of the Maryland Port Administration or any
9 private operating company created by it.

10 BY adding to

11 Article - State Government

12 Section 10-618(j)

13 Annotated Code of Maryland

14 (1999 Replacement Volume and 2001 Supplement)

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

17 **Article - State Government**

18 10-618.

19 (J) A CUSTODIAN MAY DENY INSPECTION OF THAT PART OF A PUBLIC
20 RECORD THAT CONTAINS:

21 (1) RATES OR PROPOSED RATES GENERATED, RECEIVED, OR
22 NEGOTIATED BY THE MARYLAND PORT ADMINISTRATION OR ANY PRIVATE
23 OPERATING COMPANY CREATED BY IT, INCLUDING RATES IN STEVEDORING AND
24 TERMINAL SERVICES CONTRACTS;

25 (2) A PROPOSAL GENERATED, RECEIVED, OR NEGOTIATED BY THE
26 MARYLAND PORT ADMINISTRATION OR ANY PRIVATE OPERATING COMPANY

1 CREATED BY IT FOR A BUSINESS OR INDUSTRIAL ORGANIZATION TO LOCATE,
2 EXPAND, OR REMAIN IN THE STATE; OR

3 (3) RESEARCH OR DATA COMPILED FOR THE MARYLAND PORT
4 ADMINISTRATION OR ANY PRIVATE OPERATING COMPANY CREATED BY IT TO ASSESS
5 ITS COMPETITIVE POSITION WITH RESPECT TO OTHER PORTS.

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