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By: **Delegates Haddaway, Eckardt, Elmore, Myers, Smigiel, and Sossi**

Introduced and read first time: February 2, 2005

Assigned to: Economic Matters

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A BILL ENTITLED

1 AN ACT concerning

2 **Public Safety - State Fire Prevention Commission - Unattended Marine**  
3 **Vessel Motor Fuel Retail Service Stations at Marinas**

4 FOR the purpose of requiring the State Fire Prevention Commission, by regulation, to  
5 allow the continuous operation of an unattended marine vessel motor fuel retail  
6 service station at a marina; requiring regulations adopted under this Act to be  
7 consistent with certain provisions of law or regulations; and generally relating  
8 to unattended marine vessel motor fuel retail service stations at marinas and  
9 the State Fire Prevention Commission.

10 BY repealing and reenacting, with amendments,

11 Article - Public Safety

12 Section 6-206(a)

13 Annotated Code of Maryland

14 (2003 Volume and 2004 Supplement)

15 SECTION 1. BE IT ENACTED BY THE GENERAL ASSEMBLY OF

16 MARYLAND, That the Laws of Maryland read as follows:

17 **Article - Public Safety**

18 6-206.

19 (a) (1) (i) To protect life and property from the hazards of fire and  
20 explosion, the Commission shall adopt comprehensive regulations as a State Fire  
21 Prevention Code.

22 (ii) The State Fire Prevention Code shall comply with standard safe  
23 practice as embodied in widely recognized standards of good practice for fire  
24 prevention and fire protection.

25 (iii) The State Fire Prevention Code has the force and effect of law  
26 in the political subdivisions of the State.

1                   (2)     (i)       Except as provided in subparagraph (ii) of this paragraph, the  
2 regulations adopted under this subsection do not apply to existing installations,  
3 plants, or equipment.

4                   (ii)       If the Commission determines that an installation, plant, or  
5 equipment is a hazard so inimicable to the public safety as to require correction, the  
6 regulations adopted under this subsection apply to the installation, plant, or  
7 equipment.

8                   (3)     (I)       BY REGULATION, THE COMMISSION SHALL ALLOW THE  
9 CONTINUOUS OPERATION OF AN UNATTENDED MARINE VESSEL MOTOR FUEL  
10 RETAIL SERVICE STATION AT A MARINA.

11                   (II)       REGULATIONS ADOPTED UNDER THIS PARAGRAPH SHALL BE  
12 CONSISTENT WITH ANY PROVISIONS OF LAW OR REGULATIONS GOVERNING THE  
13 CONTINUOUS OPERATION OF AN UNATTENDED MOTOR VEHICLE RETAIL SERVICE  
14 STATION.

15     SECTION 2. AND BE IT FURTHER ENACTED, That this Act shall take effect  
16 October 1, 2005.