
By: **Chairman, Finance Committee (By Request - Departmental - Public Service Commission)**

Introduced and read first time: January 19, 2005

Rules suspended

Assigned to: Finance

Committee Report: Favorable with amendments

Senate action: Adopted

Read second time: February 22, 2005

CHAPTER _____

1 AN ACT concerning

2 **Public Service Commission - Annual Reports - Common Carriers and**
 3 **Telephone Companies**

4 FOR the purpose of ~~authorizing providing that, unless directed by~~ the Public Service
 5 Commission ~~to modify the requirements that a public service company, certain~~
 6 public service companies are not required to file certain annual reports; and
 7 generally relating to the authority of the Public Service Commission.

8 BY repealing and reenacting, with amendments,
 9 Article - Public Utility Companies
 10 ~~Section 5-302(a) and 6-205(a)(2)~~ Section 5-302 and 6-205
 11 Annotated Code of Maryland
 12 (1998 Volume and 2004 Supplement)

13 ~~BY repealing and reenacting, without amendments,~~
 14 ~~Article - Public Utility Companies~~
 15 ~~Section 6-205(a)(1)~~
 16 ~~Annotated Code of Maryland~~
 17 ~~(1998 Replacement Volume and 2004 Supplement)~~

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

1 Article - Public Utility Companies

2 5-302.

3 (a) ~~[A] UNLESS OTHERWISE DIRECTED BY THE COMMISSION EXCEPT AS~~
4 PROVIDED IN SUBSECTION (B) OF THIS SECTION, A public service company shall file
5 with the Commission:

6 (1) an annual report for the preceding calendar year; and

7 (2) special reports, information, contracts, records, and copies as
8 required by the Commission.

9 (B) UNLESS OTHERWISE DIRECTED BY THE COMMISSION, A PUBLIC SERVICE
10 COMPANY IS NOT REQUIRED TO COMPLY WITH SUBSECTION (A) OF THIS SECTION IF
11 THE PUBLIC SERVICE COMPANY IS:

12 (1) A COMMON CARRIER; OR

13 (2) A TELEPHONE COMPANY WHOSE RATES ARE NOT REGULATED BY
14 THE COMMISSION UNDER TITLE 4 OF THIS ARTICLE.

15 ~~[(b)]~~ (C) The Commission may require a public service company that files
16 documents under subsection (a) of this section to file the documents under oath.

17 6-205.

18 (a) (1) This subsection does not apply to railroads.

19 (2) ~~[Each] UNLESS OTHERWISE DIRECTED BY THE COMMISSION~~
20 EXCEPT AS PROVIDED IN SUBSECTION (B) OF THIS SECTION, EACH public service
21 company shall file with the Commission an annual report containing information on
22 its corporate structure, affiliations of its officers and directors, and debt holdings.

23 (3) (i) Notwithstanding any specific reporting requirements in this
24 subtitle, the Commission may prescribe the contents of the annual report to be filed
25 by a public service company whose gross annual revenues for the most recent
26 calendar year for which data are available are less than 0.003% of the total gross
27 annual revenues of all public service companies in the State during the same calendar
28 year.

29 (ii) A small rural electric cooperative described in § 7-502(a) of this
30 article may satisfy the reporting requirement by submitting to the Commission a copy
31 of a report including the required information that the small rural electric cooperative
32 submits to the rural utilities service.

33 (B) UNLESS OTHERWISE DIRECTED BY THE COMMISSION, A PUBLIC SERVICE
34 COMPANY IS NOT REQUIRED TO COMPLY WITH SUBSECTION (A) OF THIS SECTION IF
35 THE PUBLIC SERVICE COMPANY IS:

36 (1) A COMMON CARRIER; OR

1 (2) A TELEPHONE COMPANY WHOSE RATES ARE NOT REGULATED BY
2 THE COMMISSION UNDER TITLE 4 OF THIS ARTICLE.

3 [(b)] (C) The president, treasurer, or general manager of a public service
4 company shall verify the company's annual report under oath.

5 [(c)] (D) The Commission may:

6 (1) require a public service company to submit reports and information
7 that the Commission reasonably desires;

8 (2) prescribe the form, contents, and deadlines for the reports and
9 information; and

10 (3) require amendments or corrections to the reports within a set period.

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