

# HOUSE BILL 564

E4  
HB 497/05 – ECM

71r1267

---

By: **Delegates Haddaway, Cane, Eckardt, and Mathias**

Introduced and read first time: February 7, 2007

Assigned to: Economic Matters

---

Committee Report: Favorable

House action: Adopted

Read second time: March 17, 2007

---

## CHAPTER \_\_\_\_\_

1 AN ACT concerning

2 **Dorchester and Talbot Counties – Unattended Marine Vessel Motor Fuel**  
3 **Retail Service Stations at Marinas – Pilot Program**

4 FOR the purpose of requiring the State Fire Prevention Commission to establish a  
5 pilot program to allow the continuous operation of unattended marine vessel  
6 motor fuel retail service stations at marinas in Dorchester and Talbot Counties;  
7 requiring the operation of marine vessel motor fuel retail service stations under  
8 the pilot program to be consistent with certain provisions of law or regulations;  
9 requiring that the pilot program be developed in conjunction with a certain  
10 initiative of the Department of Natural Resources; stating the intent of the  
11 General Assembly; requiring the Commission to report to the General Assembly  
12 by a certain date on the results of the pilot program; and generally relating to a  
13 pilot program to allow unattended marine vessel motor fuel retail service  
14 stations at marinas in Dorchester and Talbot Counties.

15 BY repealing and reenacting, with amendments,  
16 Article – Public Safety  
17 Section 6–206(a)  
18 Annotated Code of Maryland  
19 (2003 Volume and 2006 Supplement)

---

### EXPLANATION: CAPITALS INDICATE MATTER ADDED TO EXISTING LAW.

[Brackets] indicate matter deleted from existing law.

Underlining indicates amendments to bill.

~~Strike out~~ indicates matter stricken from the bill by amendment or deleted from the law by amendment.



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

3 **Article – Public Safety**

4 6–206.

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

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

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

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

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

20 **(3) (I) THE COMMISSION SHALL ESTABLISH A PILOT PROGRAM**  
21 **TO ALLOW THE CONTINUOUS OPERATION OF UNATTENDED MARINE VESSEL**  
22 **MOTOR FUEL RETAIL SERVICE STATIONS AT MARINAS IN DORCHESTER AND**  
23 **TALBOT COUNTIES.**

24 **(II) UNDER THE PILOT PROGRAM, THE OPERATION OF**  
25 **UNATTENDED MARINE VESSEL MOTOR FUEL RETAIL SERVICE STATIONS AT**  
26 **MARINAS SHALL BE CONSISTENT WITH PROVISIONS OF LAW OR REGULATIONS**  
27 **GOVERNING THE CONTINUOUS OPERATION OF AN UNATTENDED MOTOR**  
28 **VEHICLE RETAIL SERVICE STATION.**

29 **(III) THE PILOT PROGRAM SHALL BE DEVELOPED IN**  
30 **CONJUNCTION WITH THE CLEAN MARINA INITIATIVE OF THE DEPARTMENT OF**  
31 **NATURAL RESOURCES.**

1                   **(IV) THE COMMISSION MAY ADOPT ANY REGULATIONS**  
2 **NECESSARY TO IMPLEMENT THE PILOT PROGRAM UNDER THIS PARAGRAPH.**

3           SECTION 2. AND BE IT FURTHER ENACTED, That it is the intent of the  
4 General Assembly that the State Fire Commission ensure that the pilot program  
5 required by Section 1 of this Act is fully operational as soon as reasonably practicable  
6 after the effective date of this Act.

7           SECTION 3. AND BE IT FURTHER ENACTED, That the Commission shall  
8 report to the General Assembly on or before June 1, 2008, in accordance with § 2-1246  
9 of the State Government Article, on the results of the pilot program required under  
10 Section 1 of this Act.

11           SECTION 4. AND BE IT FURTHER ENACTED, That this Act shall take effect  
12 June 1, 2007.

Approved:

---

Governor.

---

Speaker of the House of Delegates.

---

President of the Senate.