

HOUSE BILL 340

C5, F2

8lr0887

By: **Delegates Pena–Melyk, Barnes, and Frush**

Introduced and read first time: January 25, 2008

Assigned to: Economic Matters

A BILL ENTITLED

1 AN ACT concerning

2 **Public Utility Companies – Bus Service Provided by Institutions of Higher**
3 **Education – Exemption from Motor Carrier Permit Requirement**

4 FOR the purpose of providing that a motor carrier permit is not required for a shuttle
5 bus service operated by an institution of higher education for its students that
6 also is used to provide, in exchange for payment by the municipal corporation in
7 which the institution is located, transportation service to the residents of the
8 municipal corporation; and generally relating to bus service provided by an
9 institution of higher education to its students and to the residents of a certain
10 municipal corporation.

11 BY repealing and reenacting, with amendments,
12 Article – Public Utility Companies
13 Section 9–201
14 Annotated Code of Maryland
15 (1998 Volume and 2007 Supplement)

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

18 **Article – Public Utility Companies**

19 9–201.

20 (a) Except as provided in subsection (b) of this section, a motor carrier permit
21 is required for a passenger motor vehicle used in the transportation of persons for hire.

22 (b) A motor carrier permit is not required for:

EXPLANATION: CAPITALS INDICATE MATTER ADDED TO EXISTING LAW.

[Brackets] indicate matter deleted from existing law.



1 (1) a motor vehicle used exclusively for the transportation of pupils to
2 and from public or private schools;

3 (2) a motor vehicle operated for a period of not more than 3 months in
4 any registration year in the transportation of persons employed at a cannery located in
5 a county;

6 (3) taxicabs;

7 (4) public transportation for hire authorized to operate on the
8 boardwalk in Ocean City;

9 (5) a vanpool operation as defined in § 11-175.1 of the Transportation
10 Article;

11 (6) the public transportation system for Washington County
12 established under § 1-603 of the Code of Public Local Laws of Washington County,
13 Article 22 of the Code of Public Local Laws of Maryland;

14 (7) the public transportation system for Allegany County established
15 under § 23-24 of the Code of Public Local Laws of Allegany County, Article 1 of the
16 Code of Public Local Laws of Maryland; [or]

17 (8) the public transportation system for Frederick County established
18 by the Board of County Commissioners for Frederick County; **OR**

19 **(9) SHUTTLE BUS SERVICE OPERATED BY AN INSTITUTION OF**
20 **HIGHER EDUCATION FOR STUDENTS ENROLLED AT THE INSTITUTION AND, IN**
21 **EXCHANGE FOR PAYMENT BY THE MUNICIPAL CORPORATION IN WHICH THE**
22 **INSTITUTION IS LOCATED, TRANSPORTATION SERVICE ON THE SHUTTLE BUS TO**
23 **RESIDENTS OF THE MUNICIPAL CORPORATION.**

24 (c) The public duties of a common carrier may not be imposed on a person
25 with respect to a vehicle for which a motor carrier permit is required under this
26 section, if the vehicle is not actually engaged in public transportation.

27 SECTION 2. AND BE IT FURTHER ENACTED, That this Act shall take effect
28 October 1, 2008.