

SENATE BILL 445

C5

8lr1641
CF 8lr1644

By: **Senators Pugh and McFadden (By Request - Baltimore City Administration) and Senators Conway and Jones**

Introduced and read first time: January 31, 2008

Assigned to: Finance

A BILL ENTITLED

1 AN ACT concerning

2 **Underground Facilities – Determination of Marking – Initial Fees**

3 FOR the purpose of providing that the one-time initial fee that a political subdivision
4 or municipal corporation may charge, assess, or collect from a person, under the
5 Miss Utility program includes reimbursement of expenses that the political
6 subdivision or municipal corporation incurs to determine if marking of the
7 underground facility is needed; and generally relating to the Miss Utility
8 program and marking of underground facilities.

9 BY repealing and reenacting, with amendments,
10 Article – Public Utility Companies
11 Section 12–111
12 Annotated Code of Maryland
13 (1998 Volume and 2007 Supplement)

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

16 **Article – Public Utility Companies**

17 12–111.

18 (a) A political subdivision or municipal corporation may charge, assess, or
19 collect from a person a one-time [initial marking] fee not exceeding \$35 for
20 reimbursement of expenses that the political subdivision or municipal corporation
21 incurs to comply with this subtitle **INCLUDING:**

22 (1) **THE MARKING OF THE LOCATION OF AN UNDERGROUND**
23 **FACILITY; OR**

EXPLANATION: CAPITALS INDICATE MATTER ADDED TO EXISTING LAW.

[Brackets] indicate matter deleted from existing law.



(2) THE CONDUCTING OF AN INVESTIGATION TO DETERMINE IF
THE MARKING IS NEEDED.

3 (b) If re-marking is requested, or is required after renotification under §
4 12–108(b) of this subtitle, a political subdivision or municipal corporation may charge,
5 assess, or collect from a person a re-marking fee not exceeding \$15 for reimbursement
6 of expenses that the political subdivision or municipal corporation incurs to comply
7 with this subtitle.

8 SECTION 2. AND BE IT FURTHER ENACTED, That this Act shall take effect
9 July 1, 2008.