

CHAPTER 347

(House Bill 340)

AN ACT concerning

Public Utility Companies – Bus Service Provided by ~~Institutions of Higher Education~~ University of Maryland, College Park – Exemption from Motor Carrier Permit Requirement

FOR the purpose of providing that a motor carrier permit is not required for a shuttle bus service operated by ~~an institution of higher education~~ the University of Maryland, College Park for its students that also is used to provide, in exchange for payment by the municipal corporation in which the ~~institution~~ University of Maryland, College Park is located, transportation service to the residents of the municipal corporation; requiring the Department of Transportation Services in the University of Maryland, College Park to report to certain committees by a certain time on certain findings; providing for the termination of this Act; and generally relating to bus service provided by an institution of higher education the University of Maryland, College Park to its students and to the residents of a certain municipal corporation.

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

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

Article – Public Utility Companies

9–201.

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

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

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

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

- (3) taxicabs;
- (4) public transportation for hire authorized to operate on the boardwalk in Ocean City;
- (5) a vanpool operation as defined in § 11-175.1 of the Transportation Article;
- (6) the public transportation system for Washington County established under § 1-603 of the Code of Public Local Laws of Washington County, Article 22 of the Code of Public Local Laws of Maryland;
- (7) the public transportation system for Allegany County established under § 23-24 of the Code of Public Local Laws of Allegany County, Article 1 of the Code of Public Local Laws of Maryland; [or]
- (8) the public transportation system for Frederick County established by the Board of County Commissioners for Frederick County; **OR**

(9) SHUTTLE BUS SERVICE OPERATED BY ~~AN INSTITUTION OF HIGHER EDUCATION~~ THE UNIVERSITY OF MARYLAND, COLLEGE PARK FOR STUDENTS ENROLLED AT THE ~~INSTITUTION~~ UNIVERSITY OF MARYLAND, COLLEGE PARK AND, IN EXCHANGE FOR PAYMENT BY THE MUNICIPAL CORPORATION IN WHICH THE ~~INSTITUTION~~ UNIVERSITY OF MARYLAND, COLLEGE PARK IS LOCATED, TRANSPORTATION SERVICE ON THE SHUTTLE BUS TO RESIDENTS OF THE MUNICIPAL CORPORATION.

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

SECTION 2. AND BE IT FURTHER ENACTED, That, on or before December 31, 2010, the Department of Transportation Services in the University of Maryland, College Park shall report, in accordance with § 2-1246 of the State Government Article, to the Senate Finance Committee and the House Economic Matters Committee on the implementation of a transportation services program with the City of College Park for the residents of the City of College Park.

SECTION ~~2~~ 3. AND BE IT FURTHER ENACTED, That this Act shall take effect ~~October 1, 2008~~ July 1, 2008. It shall remain effective for a period of 3 years and, at the end of June 30, 2011, with no further action required by the General Assembly, this Act shall be abrogated and of no further force and effect.

Approved by the Governor, May 13, 2008.