

services or facility use rates, proposals for use of stevedoring or terminal services or facilities, or research or analysis related to maritime commerce and businesses or vessels for the Maryland Port Administration or any private operating company created by it; the Maryland Port Administration; prohibiting a custodian of a public record from denying inspection of any part of a public record by a certain exclusive representative of certain State employees at the Maryland Port Administration under certain circumstances; requiring a certain exclusive representative to enter into a nondisclosure agreement with the Maryland Port Administration under certain circumstances; and generally relating to the inspection of the public records of the Maryland Port Administration or any private operating company created by it.

BY adding to

Article - State Government

Section 10-618(j)

Annotated Code of Maryland

(1999 Replacement Volume and 2001 Supplement)

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

**Article - State Government**

10-618.

(J) (1) A CUSTODIAN MAY DENY INSPECTION OF ~~THAT~~ ANY PART OF A PUBLIC RECORD THAT CONTAINS:

(+) (I) STEVEDORING OR TERMINAL SERVICES OR FACILITY USE RATES OR PROPOSED RATES GENERATED, RECEIVED, OR NEGOTIATED BY THE MARYLAND PORT ADMINISTRATION OR ANY PRIVATE OPERATING COMPANY CREATED BY ~~IF THE MARYLAND PORT ADMINISTRATION, INCLUDING RATES IN STEVEDORING AND TERMINAL SERVICES CONTRACTS;~~

(+) (II) A PROPOSAL GENERATED, RECEIVED, OR NEGOTIATED BY THE MARYLAND PORT ADMINISTRATION OR ANY PRIVATE OPERATING COMPANY CREATED BY ~~IF THE MARYLAND PORT ADMINISTRATION FOR A BUSINESS OR INDUSTRIAL ORGANIZATION TO LOCATE, EXPAND, OR REMAIN IN THE STATE USE OF STEVEDORING OR TERMINAL SERVICES OR FACILITIES TO INCREASE WATERBORNE COMMERCE THROUGH THE PORTS OF THE STATE; OR~~

(+) (III) EXCEPT AS PROVIDED IN PARAGRAPH (2) OF THIS SUBSECTION, RESEARCH OR ~~DATA~~ ANALYSIS RELATED TO MARITIME ~~COMMERCE AND BUSINESSES OR VESSELS~~ COMPILED FOR THE MARYLAND PORT ADMINISTRATION OR ANY PRIVATE OPERATING COMPANY CREATED BY ~~IF THE MARYLAND PORT ADMINISTRATION TO ASSESS EVALUATE~~ ITS COMPETITIVE POSITION WITH RESPECT TO OTHER PORTS.

(2) (I) A CUSTODIAN MAY NOT DENY INSPECTION OF ANY PART OF A PUBLIC RECORD UNDER PARAGRAPH (1)(III) OF THIS SUBSECTION BY THE EXCLUSIVE