

(2) IN CONSIDERING PROPER REVENUE UNDER SUBSECTION (B)(3) OF THIS SECTION, THE COMMISSION SHALL DETERMINE A FAIR AND EQUITABLE OPERATING RATIO.

(B) REQUIRED CONSIDERATIONS.

IN SETTING A JUST AND REASONABLE RATE FOR COMMON CARRIERS, AND CLASSIFICATIONS, REGULATIONS, AND PRACTICES RELATING TO COMMON CARRIERS, THE COMMISSION SHALL CONSIDER, AMONG OTHER FACTORS:

(1) THE INHERENT ADVANTAGES OF TRANSPORTATION BY COMMON CARRIERS;

(2) THE NEED, IN THE PUBLIC INTEREST, OF ADEQUATE AND EFFICIENT TRANSPORTATION SERVICES BY COMMON CARRIERS AT THE LOWEST COST CONSISTENT WITH FURNISHING THESE SERVICES; AND

(3) THE NEED OF REVENUES SUFFICIENT TO ENABLE COMMON CARRIERS TO PROVIDE THESE SERVICES UNDER HONEST, ECONOMICAL, AND EFFICIENT MANAGEMENT.

REVISOR'S NOTE: This section is new language derived without substantive change from former Art. 78, § 69(b).

Defined terms: "Commission" § 1-101

"Common carrier" § 1-101

"Just and reasonable rate" § 4-101

4-303. RATES FOR PILOTED VESSELS.

(A) IN GENERAL.

THE COMMISSION SHALL ESTABLISH PILOTAGE FEES AND CHARGES FOR PILOTAGE SERVICES TO VESSELS AT A JUST AND REASONABLE RATE.

(B) NOTICE AND HEARING REQUIRED.

THE COMMISSION SHALL GIVE NOTICE AND HOLD A PUBLIC HEARING ON EACH RATE PROPOSAL AS PROVIDED IN THIS ARTICLE.

(C) RATE MAKING STANDARDS.

IN DETERMINING A JUST AND REASONABLE RATE, THE COMMISSION SHALL CONSIDER:

(1) THE DRAFT, DIMENSIONS, AND TONNAGE OF THE VESSEL PILOTED;

(2) THE DIFFICULTY AND INCONVENIENCE OF THE PARTICULAR SERVICE AND THE TIME AND SKILL REQUIRED TO RENDER THE SERVICE;

(3) THE TIME REQUIRED TO RENDER PILOTAGE SERVICE AT OTHER UNITED STATES PORTS AND THE FEES AND CHARGES FOR THE SERVICE;

(4) THE PUBLIC INTEREST IN MAINTAINING EFFICIENT AND RELIABLE PILOTAGE SERVICE; AND