

CHAPTER 545
(Senate Bill 428)

AN ACT to repeal and re-enact, with amendments, Sections 2(b), 32(a), 69 and 72 of Article 78 of the Annotated Code of Maryland (1957 Edition), title "Public Service Commission Law", sub-titles "General Provisions", "Functions, Duties and Powers of the Commission", subheading "Rates"; to add new Sections 2(gg), 2(hh), 27(d), 32(d), and 33(c) to said article TO FOLLOW IMMEDIATELY AFTER SECTIONS 2(G), 2(H), 27(C), 32(C), AND 33(B) RESPECTIVELY THEREOF, sub-titles "General Provisions", "Public Service Companies", subheadings "Carrier Companies", "Functions, Duties and Powers of the Commission"; to repeal Section 31(d) of said Article 78, subtitle "Public Service Companies", subheading "Carrier Companies" and to enact new Section 31(d) in lieu thereof, to stand in the place and stead of the section so repealed, to include in the Public Service Laws of Maryland provisions concerning common and contract carriers of flammables by motor vehicle relating to definition, rates, charges, discrimination, schedules, permits and matters generally relating to the carrying of flammables by common and contract carriers in Maryland.

SECTION 1. *Be it enacted by the General Assembly of Maryland,* That Sections 2(b), 32(a), 69 and 72 of Article 78 of the Annotated Code of Maryland (1957 Edition), title "Public Service Commission Law", sub-titles "General Provisions", "Functions, Duties and Powers of the Commission", subheading "Rates", be and they are hereby repealed and re-enacted, with amendments; that new Sections 2(gg), 2(hh), 27(d), 32(d), and 33(c) be and they are hereby added to said Article, TO FOLLOW IMMEDIATELY AFTER SECTIONS 2(G), 2(H), 27(C), 32(C), AND 33(B) RESPECTIVELY THEREOF, sub-titles "General Provisions", "Public Service Companies", sub-headings "Carrier Companies", "Functions, Duties and Powers of the Commission"; that Section 31(d) of said Article 78, sub-title "Public Service Companies", sub-heading "Carrier Companies", be and it is hereby repealed, and that new Section 31(d) be and it is hereby added to said Article, to stand in the place and stead of the section so repealed, all to read as follows:

2.

(b) "Carriers of flammables" means (1) any motor vehicle common carrier which transports in bulk in tank vehicles, any liquid which will give off flammable vapors at or below ~~[250]~~ 300 degrees Fahrenheit, or any liquid which, when mixed with wood, sawdust, rags or similar organic substances, *will* cause spontaneous heating and ignition; and (2) ~~[any private motor vehicle carrier whose principal business consists of such transportation of such liquids (except where the carrier is the owner of the cargo and the carriage is for the purpose of sale or in furtherance of a commercial enterprise to which such carriage is incidental).]~~ *any motor vehicle contract carrier as defined in subsection (gg) of this Section, in bulk, engaged in the transportation of such liquids, IN BULK, serving a*

EXPLANATION: *Italics indicate new matter added to existing law.*

[Brackets] indicate matter stricken from existing law.

CAPITALS indicate amendments to bill.

~~Strike out~~ indicates matter stricken out of bill.