

AGREEMENT BETWEEN THE CARRIER AND THE ADMINISTRATION, TO ESTABLISH AND MAINTAIN THROUGH ROUTES AND JOINT FARES FOR TRANSPORTATION TO BE RENDERED WITH TRANSIT FACILITIES OWNED OR CONTROLLED BY THE ADMINISTRATION AND OTHERWISE TO INTEGRATE ITS SERVICE WITH THE SERVICE PERFORMED BY THE TRANSIT FACILITIES OWNED OR CONTROLLED BY THE ADMINISTRATION; OR

(II) IN THE ABSENCE OF AGREEMENT, DIRECT A PRIVATE CARRIER TO ESTABLISH AND MAINTAIN WITH THE ADMINISTRATION THROUGH ROUTES AND JOINT FARES.

(C) REASONABLE RETURN REQUIRED.

(1) UNLESS THE PRIVATE CARRIER IS EARNING A REASONABLE RETURN ON ITS OPERATION AS A WHOLE IN RENDERING TRANSPORTATION SUBJECT TO THE JURISDICTION OF THE PUBLIC SERVICE COMMISSION, THE PUBLIC SERVICE COMMISSION MAY NOT AUTHORIZE OR DIRECT A PRIVATE CARRIER TO PERFORM ANY SERVICE, INCLUDING THE ESTABLISHMENT OR CONTINUATION OF A JOINT FARE FOR A THROUGH ROUTE WITH THE ADMINISTRATION, IF THE SERVICE IS BASED ON A DIVISION BETWEEN THE ADMINISTRATION AND PRIVATE CARRIER THAT DOES NOT PROVIDE A REASONABLE RETURN TO THE PRIVATE CARRIER.

(2) IN DETERMINING THE ISSUE OF REASONABLE RETURN, THE PUBLIC SERVICE COMMISSION SHALL CONSIDER ANY INCOME THAT IS DERIVED FROM THE ADMINISTRATION, WHETHER AS PAYMENT FOR SERVICES OR OTHERWISE, AND IS ATTRIBUTABLE TO THE PRIVATE CARRIER OR TO ANY CORPORATION, FIRM, ASSOCIATION, OR OTHER ENTITY OWNED IN WHOLE OR IN PART BY THE CARRIER.

(D) COMMISSION MAY NOT REQUIRE ADMINISTRATION TO ESTABLISH THROUGH SERVICE OR JOINT FARE.

THE PUBLIC SERVICE COMMISSION MAY NOT REQUIRE THE ADMINISTRATION TO ESTABLISH AND MAINTAIN ANY THROUGH SERVICE OR JOINT FARE.

REVISOR'S NOTE: This section is new language derived without substantive change from Art. 64B, §30(a).

7-503. COORDINATION OF SERVICE BY ADMINISTRATION.

(A) IN GENERAL.

IN COOPERATION WITH PRIVATE CARRIERS AND THE PUBLIC SERVICE COMMISSION, THE ADMINISTRATION SHALL COORDINATE, TO THE FULLEST EXTENT PRACTICABLE, THE ROUTES AND SERVICE OF ITS TRANSIT FACILITIES WITH THE ROUTES AND SERVICE OF PRIVATE CARRIERS.

(B) ESTABLISHMENT OF THROUGH ROUTES AND JOINT FARES.