

prefiled certain information with the Secretary of Transportation or the Secretary's designee; requiring the Secretary or the Secretary's designee to require certain information, make a certain determination, and notify a utility company of certain matters under certain circumstances; providing for renewal of a certain utility emergency under certain circumstances; altering the definition of "utility emergency" to include the disruption or potential ~~distribution~~ disruption of certain cable service; defining certain terms; making certain technical corrections and stylistic changes; and generally relating to utility emergencies.

BY repealing and reenacting, with amendments,

Article - Transportation

Section 25-111

Annotated Code of Maryland

(2002 Replacement Volume and 2004 Supplement)

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

Article - Transportation

25-111.

(a) (1) In this section the following words have the meanings indicated.

(2) "Hazardous materials inspector" means a person who is assigned by the Department of the Environment and certified by the Department of State Police to perform an inspection authorized under this section.

(3) "INCIDENTAL DRIVER" MEANS AN INDIVIDUAL ~~WHO~~:

(I) ~~WHO IS EMPLOYED BY OR CONTRACTS WITH A UTILITY COMPANY OR IS EMPLOYED BY A PERSON WHO CONTRACTS WITH A UTILITY COMPANY;~~

(II) WHOSE PRIMARY EMPLOYMENT BY OR CONTRACTUAL AGREEMENT WITH THE UTILITY COMPANY IS NOT REQUIRED TO DRIVE A MOTOR VEHICLE MORE THAN 50% OF THE HOURS OF DUTY REQUIRED BY THE INDIVIDUAL'S EMPLOYMENT OR CONTRACTUAL AGREEMENT WITH THE UTILITY COMPANY AS A DRIVER OF A MOTOR VEHICLE; AND

(III) ~~WHO DRIVES A MOTOR VEHICLE ON ONLY AS AN INCIDENTAL BASIS UNDER PART OF THE INDIVIDUAL'S EMPLOYMENT OR CONTRACTUAL AGREEMENT WITH THE UTILITY COMPANY.~~

(4) "Police officer" means:

(i) Any uniformed law enforcement officer who is certified or under the direction of a law enforcement officer who is certified by the Department of State Police to perform an inspection authorized under this section;