

SECTION 2. AND BE IT FURTHER ENACTED, That this Act shall take effect July 1, 1996.

Approved April 30, 1996.

CHAPTER 191

(House Bill 164)

AN ACT concerning

Public Service Commission – Motor Carrier Companies – Carriers of Flammables

FOR the purpose of repealing the Public Service Commission's authority over carriers of flammables; and generally relating to the regulation of carriers by the Public Service Commission.

BY repealing and reenacting, with amendments,
Article 78 – Public Service Commission Law
Section 2, 27, 29, 31, 32, 33, 35, and 72
Annotated Code of Maryland
(1995 Replacement Volume)

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

Article 78 – Public Service Commission Law

2.

(a) The following terms, and such variants thereof as may be due to requirements of grammar and syntax, when used in this article, shall be construed, unless the context clearly otherwise requires, in accordance with the following definitions.

[(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 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 motor vehicle contract carrier as defined in subsection (gg) of this section engaged in the transportation of such liquids, in bulk, serving a specified list of shippers filed by such carrier under the provisions of § 31(d).]

[(c)](B) "Commission" means the Public Service Commission.

[(d)](C) "Common carrier" means and includes any person, public authority, federal, State, district or municipal transportation agency engaged in the public transportation for hire of persons, whether by land, water, air or any combination of them, and includes, but is not limited to, airline company, car company, motor vehicle company (including automobile company and motor bus company), power boat company (including vessel-boat company and steamboat company and ferry company), railroad