

(2) DEVELOPMENT AND ADOPTION OF SAFETY AND HEALTH STANDARDS AND REGULATIONS; AND

(3) APPROPRIATE REPORTING PROCEDURES WITH RESPECT TO SAFETY AND HEALTH IN RAILROAD OPERATIONS TO HELP ACHIEVE THE OBJECTIVE OF THIS TITLE AND TO DESCRIBE ACCURATELY THE NATURE OF RAILROAD SAFETY AND HEALTH HAZARDS AND PROBLEMS.

REVISOR'S NOTE: Chapter 8, Acts of 1998, which enacted the Public Utility Companies Article, also enacted this section, which is derived without substantive change from former Art. 89, § 82.

Defined terms: "Person" § 1-101

"Railroad" § 5.5-101

"State" § 1-101

5.5-103. SCOPE OF TITLE.

THIS TITLE DOES NOT APPLY TO ANY ACCEPTABLE WORKING CONDITIONS DEFINED IN A COLLECTIVE BARGAINING AGREEMENT.

REVISOR'S NOTE: Chapter 8, Acts of 1998, which enacted the Public Utility Companies Article, also enacted this section, which is derived without substantive change from former Art. 89, § 85(g).

5.5-104. AUTHORITY OF COMMISSIONER; DELEGATION.

(A) IN GENERAL.

THE COMMISSIONER SHALL:

(1) ADMINISTER AND ENFORCE THE PROVISIONS OF THIS TITLE;

(2) ADOPT REGULATIONS TO ESTABLISH RULES OF PROCEDURE FOR HEARINGS HELD IN ACCORDANCE WITH THIS TITLE;

(3) ESTABLISH RECORD KEEPING AND REPORTING PROCEDURES NECESSARY TO CARRY OUT THE DUTIES CREATED UNDER THIS TITLE;

(4) ACCEPT AND RECEIVE FROM ANY AGENCY OR AGENT OF THE FEDERAL GOVERNMENT GRANTS OF MONEY APPROPRIATED UNDER ANY ACT OF THE UNITED STATES CONGRESS RELATING TO RAILROAD SAFETY AND HEALTH; AND

(5) HAVE EXCLUSIVE JURISDICTION INVOLVING ALL AREAS OF RAILROAD SAFETY AND HEALTH AS PROVIDED UNDER THIS TITLE.

(B) OFFICIAL ACTS; SUBPOENAS.

(1) TO CARRY OUT THIS TITLE, THE COMMISSIONER OR AUTHORIZED REPRESENTATIVE OF THE COMMISSIONER MAY ADMINISTER AN OATH, CERTIFY TO AN OFFICIAL ACT, TAKE OR CAUSE TO BE TAKEN A DEPOSITION OF A WITNESS, OR ISSUE A SUBPOENA FOR THE ATTENDANCE OF A WITNESS TO TESTIFY OR THE PRODUCTION OF PAPERS, BOOKS, DOCUMENTS, RECORDS, AND TESTIMONY.