

# SENATE BILL 591

R1

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CF HB 484

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By: **The President (By Request – Administration) and Senators Bates, Cassilly, Eckardt, Edwards, Hershey, Hough, Jennings, Klausmeier, Muse, Norman, Ready, Reilly, Salling, Serafini, and Waugh**

Introduced and read first time: February 6, 2015

Assigned to: Budget and Taxation

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## A BILL ENTITLED

1 AN ACT concerning

2 **Transportation – Highway User Revenues – Phased Restoration**

3 FOR the purpose of increasing the portion of highway user revenues that is distributed to  
4 local governments; altering the allocation of the local share of highway user revenues  
5 among Baltimore City, counties, and municipalities; repealing obsolete language;  
6 and generally relating to highway user revenues.

7 BY repealing and reenacting, with amendments,  
8 Article – Transportation  
9 Section 8–402 and 8–403  
10 Annotated Code of Maryland  
11 (2008 Replacement Volume and 2014 Supplement)

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

14 **Article – Transportation**

15 8–402.

16 (a) There is a Gasoline and Motor Vehicle Revenue Account in the Transportation  
17 Trust Fund.

18 (b) All revenues collected from the following, after deductions provided by law,  
19 shall be credited to the Gasoline and Motor Vehicle Revenue Account:

20 (1) All of the motor vehicle fuel tax;

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EXPLANATION: CAPITALS INDICATE MATTER ADDED TO EXISTING LAW.

[Brackets] indicate matter deleted from existing law.



1 (2) Except as otherwise provided by law, two-thirds of the vehicle titling  
2 tax;

3 (3) Except for revenues collected under Parts III and IV of Title 13, Subtitle  
4 9 of this article, vehicle registration fees;

5 (4) The revenue disbursed to this Account under § 2-614 of the Tax –  
6 General Article; and

7 (5) 80 percent of the funds distributed on short-term vehicle rentals under  
8 § 2-1302.1 of the Tax – General Article to the Transportation Trust Fund from the sales  
9 and use tax.

10 [(c) (1) Except as provided in paragraph (2) of this subsection, for each fiscal  
11 year:

12 (i) 90.4% of the revenue credited to the Account may be used as  
13 provided in § 3-216 of this article; and

14 (ii) The balance of the Account shall be used to pay the allocations of  
15 highway user revenues provided by this subtitle to the counties, municipalities, and  
16 Baltimore City.

17 (2) For fiscal years 2010 through 2013, the Account shall be distributed as  
18 follows:

19 (i) A portion to the General Fund of the State for fiscal years 2010  
20 through 2012 as follows:

21 1. 19.5% for fiscal year 2010;

22 2. 23% for fiscal year 2011; and

23 3. 11.3% for fiscal year 2012;

24 (ii) A portion to be used as provided in § 3-216 of this article, as  
25 follows:

26 1. 70% for fiscal year 2010;

27 2. 68.5% for fiscal year 2011;

28 3. Subject to paragraph (3) of this subsection, 79.8% for fiscal  
29 year 2012; and

30 4. 90% for fiscal year 2013; and

1 (iii) The balance to be used to pay the allocations of highway user  
2 revenues provided under this subtitle to the counties, municipalities, and Baltimore City.

3 (3) For fiscal year 2012, from the amount allocated to the Transportation  
4 Trust Fund under paragraph (2)(ii)3 of this subsection, \$40,000,000 shall be transferred  
5 from the Transportation Trust Fund to the Revenue Stabilization Account established  
6 under § 7–311 of the State Finance and Procurement Article.]

7 (C) **THE ACCOUNT SHALL BE DISTRIBUTED AS FOLLOWS:**

8 (1) **A PORTION TO BE USED AS PROVIDED IN § 3–216 OF THIS ARTICLE,**  
9 **AS FOLLOWS:**

10 (I) **90.4% FOR FISCAL YEAR 2016;**

11 (II) **87.5% FOR FISCAL YEAR 2017;**

12 (III) **85% FOR FISCAL YEAR 2018;**

13 (IV) **82.5% FOR FISCAL YEAR 2019;**

14 (V) **80% FOR FISCAL YEAR 2020;**

15 (VI) **77.5% FOR FISCAL YEAR 2021;**

16 (VII) **75% FOR FISCAL YEAR 2022;**

17 (VIII) **72.5% FOR FISCAL YEAR 2023; AND**

18 (IX) **70% FOR FISCAL YEAR 2024 AND EACH FISCAL YEAR**  
19 **THEREAFTER; AND**

20 (2) **THE BALANCE TO BE USED TO PAY THE ALLOCATIONS OF**  
21 **HIGHWAY USER REVENUES PROVIDED UNDER THIS SUBTITLE TO THE COUNTIES,**  
22 **MUNICIPALITIES, AND BALTIMORE CITY.**

23 8–403.

24 (a) Subject to §§ 3–307 and 3–308 of this article, and except as provided in  
25 subsection (b) of this section, for each fiscal year, from the total highway user revenues:

26 (1) An amount equal to [7.7%] **12.1%** of total highway user revenues shall  
27 be distributed to Baltimore City in monthly installments;

1           (2) An amount shall be distributed to the counties at the times specified in  
2 § 8–407 of this subtitle, to be allocated as provided in § 8–404 of this subtitle, equal to  
3 ~~[1.5%]~~ **15.4%** of total highway user revenues; and

4           (3) An amount shall be distributed to the municipalities at the times  
5 specified in § 8–407 of this subtitle, to be allocated as provided in § 8–405 of this subtitle,  
6 equal to ~~[0.4%]~~ **2.5%** of total highway user revenues.

7           (b) (1) For fiscal year ~~[2010]~~ **2016**:

8                   (i) The amount distributed to Baltimore City under this subtitle  
9 shall equal ~~[8.6%]~~ **7.7%** of total highway user revenues;

10                   (ii) The amount distributed to the counties under this subtitle shall  
11 equal 1.5% of total highway user revenues; and

12                   (iii) The amount distributed to the municipalities under this subtitle  
13 shall equal 0.4% of total highway user revenues.

14           (2) For fiscal year ~~[2011]~~ **2017**:

15                   (i) The amount distributed to Baltimore City under this subtitle  
16 shall equal ~~[7.9%]~~ **8%** of total highway user revenues;

17                   (ii) The amount distributed to the counties under this subtitle shall  
18 equal ~~[0.5%]~~ **3%** of total highway user revenues; and

19                   (iii) The amount distributed to the municipalities under this subtitle  
20 shall equal ~~[0.1%]~~ **1.5%** of total highway user revenues.

21           (3) For fiscal year ~~[2012]~~ **2018**:

22                   (i) The amount distributed to Baltimore City under this subtitle  
23 shall equal ~~[7.5%]~~ **8.3%** of total highway user revenues;

24                   (ii) The amount distributed to the counties under this subtitle shall  
25 equal ~~[0.8%]~~ **5.1%** of total highway user revenues; and

26                   (iii) The amount distributed to the municipalities under this subtitle  
27 shall equal ~~[0.6%]~~ **1.6%** of total highway user revenues.

28           (4) For fiscal year ~~[2013]~~ **2019**:

29                   (i) The amount distributed to Baltimore City under this subtitle  
30 shall equal ~~[8.1%]~~ **8.7%** of total highway user revenues;

1 (ii) The amount distributed to the counties under this subtitle shall  
2 equal [~~1.5%~~] **7.1%** of total highway user revenues; and

3 (iii) The amount distributed to the municipalities under this subtitle  
4 shall equal [~~0.4%~~] **1.7%** of total highway user revenues.

5 **(5) FOR FISCAL YEAR 2020:**

6 **(I) THE AMOUNT DISTRIBUTED TO BALTIMORE CITY UNDER**  
7 **THIS SUBTITLE SHALL EQUAL 9.2% OF TOTAL HIGHWAY USER REVENUES;**

8 **(II) THE AMOUNT DISTRIBUTED TO THE COUNTIES UNDER THIS**  
9 **SUBTITLE SHALL EQUAL 9% OF TOTAL HIGHWAY USER REVENUES; AND**

10 **(III) THE AMOUNT DISTRIBUTED TO THE MUNICIPALITIES**  
11 **UNDER THIS SUBTITLE SHALL EQUAL 1.8% OF TOTAL HIGHWAY USER REVENUES.**

12 **(6) FOR FISCAL YEAR 2021:**

13 **(I) THE AMOUNT DISTRIBUTED TO BALTIMORE CITY UNDER**  
14 **THIS SUBTITLE SHALL EQUAL 9.7% OF TOTAL HIGHWAY USER REVENUES;**

15 **(II) THE AMOUNT DISTRIBUTED TO THE COUNTIES UNDER THIS**  
16 **SUBTITLE SHALL EQUAL 10.9% OF TOTAL HIGHWAY USER REVENUES; AND**

17 **(III) THE AMOUNT DISTRIBUTED TO THE MUNICIPALITIES**  
18 **UNDER THIS SUBTITLE SHALL EQUAL 1.9% OF TOTAL HIGHWAY USER REVENUES.**

19 **(7) FOR FISCAL YEAR 2022:**

20 **(I) THE AMOUNT DISTRIBUTED TO BALTIMORE CITY UNDER**  
21 **THIS SUBTITLE SHALL EQUAL 10.2% OF TOTAL HIGHWAY USER REVENUES;**

22 **(II) THE AMOUNT DISTRIBUTED TO THE COUNTIES UNDER THIS**  
23 **SUBTITLE SHALL EQUAL 12.7% OF TOTAL HIGHWAY USER REVENUES; AND**

24 **(III) THE AMOUNT DISTRIBUTED TO THE MUNICIPALITIES**  
25 **UNDER THIS SUBTITLE SHALL EQUAL 2.1% OF TOTAL HIGHWAY USER REVENUES.**

26 **(8) FOR FISCAL YEAR 2023:**

27 **(I) THE AMOUNT DISTRIBUTED TO BALTIMORE CITY UNDER**  
28 **THIS SUBTITLE SHALL EQUAL 11.1% OF TOTAL HIGHWAY USER REVENUES;**

1                   **(II) THE AMOUNT DISTRIBUTED TO THE COUNTIES UNDER THIS**  
2 **SUBTITLE SHALL EQUAL 14.1% OF TOTAL HIGHWAY USER REVENUES; AND**

3                   **(III) THE AMOUNT DISTRIBUTED TO THE MUNICIPALITIES**  
4 **UNDER THIS SUBTITLE SHALL EQUAL 2.3% OF TOTAL HIGHWAY USER REVENUES.**

5           SECTION 2. AND BE IT FURTHER ENACTED, That this Act shall take effect July  
6 1, 2015.