

# HOUSE BILL 1455

R2

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By: **Delegates Lafferty, Anderson, Impallaria, Jameson, Pendergrass,  
S. Robinson, Sophocleus, and Walker**

Introduced and read first time: February 12, 2016

Assigned to: Environment and Transportation

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## A BILL ENTITLED

1 AN ACT concerning

2 **Transportation – Highway User Revenue – Restoration**

3 FOR the purpose of increasing the portion of highway user revenue that is distributed to  
4 local governments for certain fiscal years; altering the allocation of highway user  
5 revenues to Baltimore City and the counties and municipalities for certain fiscal  
6 years; stating the intent of the General Assembly that certain projects remain  
7 funded; repealing obsolete language; and generally relating to the distribution of  
8 highway user revenues.

9 BY repealing and reenacting, with amendments,  
10 Article – Transportation  
11 Section 8–402 and 8–403  
12 Annotated Code of Maryland  
13 (2015 Replacement Volume and 2015 Supplement)

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

16 **Article – Transportation**

17 8–402.

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

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

22 (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 (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 (I) 70% OF THE REVENUE CREDITED TO THE ACCOUNT MAY BE  
8 USED AS PROVIDED IN § 3-216 OF THIS ARTICLE; AND

9 (II) THE BALANCE OF THE ACCOUNT SHALL BE USED TO PAY  
10 THE ALLOCATIONS OF HIGHWAY USER REVENUES PROVIDED BY THIS SUBTITLE TO  
11 THE COUNTIES, MUNICIPALITIES, AND BALTIMORE CITY.

12 8-403.

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

15 (1) An amount equal to 7.7% of total highway user revenues shall be  
16 distributed to Baltimore City in monthly installments;

17 (2) An amount shall be distributed to the counties at the times specified in  
18 § 8-407 of this subtitle, to be allocated as provided in § 8-404 of this subtitle, equal to 1.5%  
19 of total highway user revenues; and

20 (3) An amount shall be distributed to the municipalities at the times  
21 specified in § 8-407 of this subtitle, to be allocated as provided in § 8-405 of this subtitle,  
22 equal to 0.4% of total highway user revenues.

23 [(b) (1) For fiscal year 2010:

24 (i) The amount distributed to Baltimore City under this subtitle  
25 shall equal 8.6% of total highway user revenues;

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

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

30 (2) For fiscal year 2011:

31 (i) The amount distributed to Baltimore City under this subtitle  
32 shall equal 7.9% of total highway user revenues;

1 (ii) The amount distributed to the counties under this subtitle shall  
2 equal 0.5% of total highway user revenues; and

3 (iii) The amount distributed to the municipalities under this subtitle  
4 shall equal 0.1% of total highway user revenues.

5 (3) For fiscal year 2012:

6 (i) The amount distributed to Baltimore City under this subtitle  
7 shall equal 7.5% of total highway user revenues;

8 (ii) The amount distributed to the counties under this subtitle shall  
9 equal 0.8% of total highway user revenues; and

10 (iii) The amount distributed to the municipalities under this subtitle  
11 shall equal 0.6% of total highway user revenues.

12 (4) For fiscal year 2013:

13 (i) The amount distributed to Baltimore City under this subtitle  
14 shall equal 8.1% of total highway user revenues;

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

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

19 **(B) SUBJECT TO §§ 3-307 AND 3-308 OF THIS ARTICLE, FOR FISCAL YEARS**  
20 **2017 THROUGH 2020, FROM THE TOTAL HIGHWAY USER REVENUES:**

21 **(1) AN AMOUNT EQUAL TO 12.1% OF TOTAL HIGHWAY USER**  
22 **REVENUES SHALL BE DISTRIBUTED TO BALTIMORE CITY IN MONTHLY**  
23 **INSTALLMENTS;**

24 **(2) AN AMOUNT SHALL BE DISTRIBUTED TO THE COUNTIES AT THE**  
25 **TIMES SPECIFIED IN § 8-407 OF THIS SUBTITLE, TO BE ALLOCATED AS PROVIDED IN**  
26 **§ 8-404 OF THIS SUBTITLE, EQUAL TO 15.3% OF TOTAL HIGHWAY USER REVENUES;**  
27 **AND**

28 **(3) AN AMOUNT SHALL BE DISTRIBUTED TO THE MUNICIPALITIES AT**  
29 **THE TIMES SPECIFIED IN § 8-407 OF THIS SUBTITLE, TO BE ALLOCATED AS**  
30 **PROVIDED IN § 8-405 OF THIS SUBTITLE, EQUAL TO 2.6% OF TOTAL HIGHWAY USER**  
31 **REVENUES.**

1           SECTION 2. AND BE IT FURTHER ENACTED, That it is the intent of the General  
2 Assembly that the reduction of revenue under Section 1 of this Act that is credited to the  
3 Transportation Trust Fund may not reduce for fiscal year 2017 the funding that is currently  
4 planned for any mass transit project or system preservation project that is crucial to the  
5 health and safety of the citizens of Maryland.

6           SECTION 3. AND BE IT FURTHER ENACTED, That this Act shall take effect July  
7 1, 2016.