

SENATE BILL 935

R1

8lr1987

By: **Senator Salling**

Introduced and read first time: February 5, 2018

Assigned to: Finance

A BILL ENTITLED

1 AN ACT concerning

2 **Maryland Transportation Authority – Broening Highway/Authority Drive Toll**
3 **Facility – Bypass**

4 FOR the purpose of requiring the Maryland Transportation Authority to allow a vehicle to
5 bypass the Broening Highway/Authority Drive toll facility under certain
6 circumstances; specifying that the Authority may satisfy the requirements of this
7 Act by constructing and maintaining a certain jersey barrier; defining a certain term;
8 and generally relating to the Broening Highway/Authority Drive toll facility and the
9 Maryland Transportation Authority.

10 BY repealing and reenacting, without amendments,
11 Article – Transportation
12 Section 4–312(a)(2)
13 Annotated Code of Maryland
14 (2015 Replacement Volume and 2017 Supplement)

15 BY repealing and reenacting, with amendments,
16 Article – Transportation
17 Section 4–312(c)
18 Annotated Code of Maryland
19 (2015 Replacement Volume and 2017 Supplement)

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

22 **Article – Transportation**

23 4–312.

24 (a) (2) As to all or any part of any transportation facilities project, the
25 Authority may:

EXPLANATION: CAPITALS INDICATE MATTER ADDED TO EXISTING LAW.

[Brackets] indicate matter deleted from existing law.



1 (i) Fix, revise, charge, and collect rentals, rates, fees, tolls, and other
2 charges and revenues for its use or for its services; and

3 (ii) Contract with any person who desires its use for any purpose and
4 fix the terms, conditions, rentals, rates, fees, tolls, or other charges or revenues for this use.

5 (c) (1) Except as otherwise provided in this subsection, the rentals, rates, fees,
6 tolls, and other charges and revenues are not subject to supervision or regulation by any
7 instrumentality, agency, or unit of this State or any of its political subdivisions.

8 (2) This subtitle does not permit the exercise of any power or the
9 undertaking of any activity that would conflict with the provisions and limitations of the
10 federal Urban Mass Transportation Act of 1964.

11 (3) Tolls for the use of the bridge carrying the John F. Kennedy Memorial
12 Highway over the Susquehanna River may not be less than the comparable tolls charged
13 for the use of the Susquehanna River Bridge.

14 (4) **(I) IN THIS PARAGRAPH, "JERSEY BARRIER" MEANS A WALL OR**
15 **PARTITION THAT SEPARATES LANES OF TRAFFIC.**

16 **(II) THE AUTHORITY SHALL ALLOW A VEHICLE TO BYPASS THE**
17 **BROENING HIGHWAY/AUTHORITY DRIVE TOLL FACILITY IF THE VEHICLE:**

18 **1. ENTERS THE OUTER LOOP OF INTERSTATE 695 FROM**
19 **BROENING HIGHWAY/AUTHORITY DRIVE; AND**

20 **2. DOES NOT TRAVERSE THE FRANCIS SCOTT KEY**
21 **BRIDGE.**

22 **(III) THE AUTHORITY MAY SATISFY THE REQUIREMENTS OF**
23 **SUBPARAGRAPH (II) OF THIS PARAGRAPH BY CONSTRUCTING AND MAINTAINING A**
24 **JERSEY BARRIER THAT SEPARATES THE TRAFFIC ENTERING THE BROENING**
25 **HIGHWAY/AUTHORITY DRIVE TOLL FACILITY FROM THE TRAFFIC BYPASSING THE**
26 **FACILITY.**

27 **(5)** Prior to fixing or revising tolls on any part of any transportation
28 facilities project, the Authority shall provide, in accordance with § 2-1246 of the State
29 Government Article, to the Senate Budget and Taxation Committee, Senate Finance
30 Committee, House Appropriations Committee, and House Ways and Means Committee
31 information on the proposed toll charges, including:

32 (i) The annual revenues generated by the toll charges;

1 (ii) The proposed use of the revenues; and

2 (iii) The proposed commuter discount rates.

3 SECTION 2. AND BE IT FURTHER ENACTED, That this Act shall take effect July
4 1, 2018.