
By: Delegates Dembrow, Beck, Bissett, Cryor, Genn, Grosfeld, La Vay, McKee, Mossburg, Poole, and Stocksdale

Introduced and read first time: January 31, 1996

Assigned to: Ways and Means

A BILL ENTITLED

1 AN ACT concerning

2 **Baltimore City - Highway User Revenues**

3 FOR the purpose of altering the formula for the calculation of the amount of highway
4 user revenues distributed to Baltimore City; applying to Baltimore City the highway
5 user revenue formula applicable to counties that is based on highway mileage and
6 registered vehicles; altering the application of a certain definition; requiring
7 Baltimore City to make a certain annual report regarding highway mileage to the
8 State Highway Administration; clarifying language; and generally relating to
9 highway user revenues distributed to Baltimore City.

10 BY repealing and reenacting, with amendments,
11 Article - Transportation
12 Section 8-403, 8-404, 8-407, and 8-411
13 Annotated Code of Maryland
14 (1993 Replacement Volume and 1995 Supplement)

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

17 **Article - Transportation**

18 8-403.

19 [(a) Subject to §§ 3-307 and 3-308 of this article, during each fiscal year, 15
20 percent of the total highway user revenues shall be distributed to Baltimore City in
21 monthly installments.

22 (b)] Subject to §§ 3-307 and 3-308 of this article, during each fiscal year, [15] 30
23 percent of the total highway user revenues shall be distributed [to] AMONG BALTIMORE
24 CITY, the counties [and], AND municipalities of this State at the times specified in §
25 8-407 of this subtitle.

26 8-404.

27 (A) NOTWITHSTANDING § 8-401(B) OF THIS SUBTITLE, IN THIS SECTION
28 "COUNTY" INCLUDES BALTIMORE CITY.

29 [(a)] (B) Highway user revenues shall be allocated to the counties:

2

1 (1) One half on a county road mileage basis, as provided in [subsection
2 (b)(1)] SUBSECTION (C)(1) of this section; and

3 (2) One half on a motor vehicle registration basis, as provided in
4 [subsection (b)(2)] SUBSECTION (C)(2) of this section.

5 [(b)] (C) The Administration shall allocate for the account of each county, out of
6 the highway user revenues provided for under § 8-403 of this subtitle, its gross share, to
7 be determined by adding:

8 (1) The amount that results from applying to one half of these highway user
9 revenues the ratio that, as of December 1 of the preceding calendar year, the total
10 mileage of county roads in the county bears to the total mileage of county roads in all of
11 the counties; and

12 (2) The amount that results from applying to one half of these highway user
13 revenues the ratio that, as of December 1 of the preceding calendar year, the total
14 number of motor vehicles registered to owners having addresses in the county bears to the
15 total number of motor vehicles registered to owners in all the counties.

16 [(c)] (D) The allocation of highway user revenues to a county under [subsection
17 (b)] SUBSECTION (C) of this section may not be less than the amount allocated to the
18 county from highway user revenue sources in the fiscal year that began July 1, 1967.

19 [(d)] (E) From each county's share of highway user revenues determined under
20 this section, the Administration shall deduct the amount of highway user revenues
21 allocated to any municipality in the county under § 8-405 of this subtitle. The resulting
22 amount is the county's net share of highway user revenues.

23 8-407.

24 (a) (1) If a county's road construction, reconstruction, or maintenance is
25 performed by the Administration, the county's net share of highway user revenues shall
26 be credited to the account of the Administration to be spent on warrants of the State
27 Comptroller.

28 (2) If a county has paid any debt service on bonds or other evidences of
29 obligation issued by a municipality in the county for the construction, reconstruction, or
30 maintenance of roads or streets, an amount sufficient to reimburse the county for these
31 payments shall be paid to the county from the municipality's net share of highway user
32 revenues.

33 (3) In all other cases, a county's or municipality's net share of highway user
34 revenues shall be paid to or on the order of:

35 (i) The proper official of the county or municipality designated by
36 local law; or

37 (ii) If no designation is made, the county or municipality.

38 (b) Payments of a county's or municipality's net share of highway user revenues
39 shall be made:

40 (1) At monthly intervals; or

3

1 (2) At other appropriate times reasonably requested.

2 (C) SUBJECT TO §§ 3-307 AND 3-308 OF THIS ARTICLE, PAYMENTS OF HIGHWAY
3 USER REVENUES TO BALTIMORE CITY SHALL BE DISTRIBUTED IN MONTHLY
4 INSTALLMENTS.

5 8-411.

6 (a) (1) NOTWITHSTANDING § 8-401(B) OF THIS SUBTITLE, IN THIS SECTION
7 "COUNTY" INCLUDES BALTIMORE CITY.

8 (2) The purpose of this section is to enable the Administration to make the
9 computations required by this subtitle.

10 (b) On or before December 31 of each year, each municipality that has requested
11 its share of highway user revenues and each county shall make a report to the
12 Administration in the form that [it] THE ADMINISTRATION requires. This report shall
13 show the mileage of county roads added to or removed from the county road system in the
14 county or municipality during the 12 months ending on December 1 of that year.

15 (c) The Motor Vehicle Administration and each county shall give the
16 Administration any other information that the Administration requires for purposes of
17 this subtitle.

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