

Unofficial Copy
R1

1996 Regular Session
6lr1545

CF 6lr2537

By: Delegate Barve

Introduced and read first time: February 1, 1996

Assigned to: Ways and Means

Committee Report: Favorable with amendments

House action: Adopted

Read second time: March 24, 1996

CHAPTER ____

1 AN ACT concerning

2 ~~Transportation – Highway User Revenues – Distribution Formula~~ State Aid to Local
3 Subdivisions

4 FOR the purpose of altering the formula for distributing highway user revenues to
5 Baltimore City, the counties, and municipalities; altering a certain percentage used
6 to determine eligibility for and the amount of certain State grants to certain
7 counties and Baltimore City based on per capita yield of county income taxes;
8 altering the distribution of certain filing fees received by the Motor Vehicle
9 Administration for vehicle security interest filings; requiring a certain annual State
10 grant to Baltimore City; requiring the Maryland Port Administration and the Board
11 of Estimates of Baltimore City to enter into certain agreements for payments in lieu
12 of taxes for certain properties; providing a delayed effective date for this Act; and
13 generally relating to the distribution of highway user revenues certain State aid to
14 Baltimore City, the counties, and municipalities.

15 BY repealing and reenacting, without amendments,
16 Article 24 - Political Subdivisions - Miscellaneous Provisions
17 Section 9-1101(a)(1)
18 Annotated Code of Maryland
19 (1994 Replacement Volume and 1995 Supplement)

20 BY repealing and reenacting, with amendments,
21 Article 24 - Political Subdivisions - Miscellaneous Provisions
22 Section 9-1101(b)(2)
23 Annotated Code of Maryland
24 (1994 Replacement Volume and 1995 Supplement)

25 BY repealing and reenacting, with amendments,

2

1 Article - Transportation
2 Section ~~8-403~~ 6-308(c), 8-403, 13-208, and 13-209
3 Annotated Code of Maryland
4 (1993 Replacement Volume and 1995 Supplement)

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

7 **Article 24 - Political Subdivisions - Miscellaneous Provisions**

8 9-1101.

9 (a) (1) For each fiscal year, the Comptroller shall distribute to a county the
10 amount determined for each county under this section.

11 (b) (2) If the per capita yield of the county income tax for a county determined
12 under paragraph (1)(i) of this subsection is less than [70%] 75% of theper capita
13 statewide yield of the county income tax determined under paragraph (1)(ii) of this
14 subsection, the Comptroller shall determine the amount that would increase the county
15 per capita yield to equal [70%] 75% of the statewide per capita yield, as rounded to the
16 nearest dollar.

17 **Article - Transportation**

18 6-308.

19 (c) (1) The Administration and the county may make any agreements:

20 [(1)] (I) For the Administration to pay to the county a stated sum in place
21 of any taxes or benefit assessments to which the Administration is subject; or

22 [(2)] (II) For voluntary contributions as to tax-exempt property.

23 (2) (I) ON OR BEFORE JULY 1, 1997, THE MARYLAND PORT
24 ADMINISTRATION AND BOARD OF ESTIMATES OF BALTIMORE CITY SHALL EXECUTE
25 AGREEMENTS FOR THE ADMINISTRATION TO MAKE ANNUAL PAYMENTS IN LIEU OF
26 TAXES TO BALTIMORE CITY, BEGINNING IN FISCAL YEAR 1998, FOR THE PROPERTIES
27 ACQUIRED BY THE ADMINISTRATION IN BALTIMORE CITY KNOWN AS "MCCOMAS -
28 A2" AND "BENDIX - DMT".

29 (II) THE AGREEMENTS REQUIRED UNDER THIS PARAGRAPH
30 SHALL PROVIDE FOR THE ADMINISTRATION TO MAKE ANNUAL PAYMENTS TO
31 BALTIMORE CITY EQUAL TO THE APPLICABLE BALTIMORE CITY PROPERTY TAX
32 RATE MULTIPLIED TIMES THE ASSESSMENT OF THE LAND, ONLY, OF THESE
33 PROPERTIES, NOT INCLUDING THE ASSESSMENT OF ANY IMPROVEMENTS MADE TO
34 THE PROPERTIES.

35 8-403.

36 (a) (1) Subject to THE LIMITATION UNDER PARAGRAPH (2) OF THIS
37 SUBSECTION AND SUBJECT TO §§ 3-307 and 3-308 of this article, during each fiscal year,
38 [15 percent] of the total highway user [revenues] REVENUES, AN AMOUNT shall be
39 distributed to Baltimore City EQUAL TO THE SUM OF:

3

1 (I) THE GREATER OF ~~\$155,000,000~~ \$156,000,000 OR 11.5% OF THE
2 TOTAL HIGHWAY USER REVENUES FOR THE FISCAL YEAR; AND

3 ~~(II) 11.5% OF THE AMOUNT BY WHICH THE TOTAL HIGHWAY USER~~
4 ~~REVENUES FOR THE FISCAL YEAR EXCEED THE TOTAL HIGHWAY USER REVENUES~~
5 ~~FOR THE FISCAL YEAR THAT BEGAN JULY 1, 1996.~~

6 (II) 11.5% OF THE AMOUNT BY WHICH:

7 1. 30% OF THE TOTAL HIGHWAY USER REVENUES FOR THE
8 FISCAL YEAR MINUS THE GREATER OF \$156,000,000 OR 11.5% OF THE TOTAL HIGHWAY
9 USER REVENUES FOR THE FISCAL YEAR; EXCEEDS

10 2. 30% OF THE TOTAL HIGHWAY USER REVENUES FOR THE
11 FISCAL YEAR THAT BEGAN JULY 1, 1997 MINUS THE GREATER OF \$156,000,000 OR 11.5%
12 OF THE TOTAL HIGHWAY USER REVENUES FOR THE FISCAL YEAR THAT BEGAN
13 JULY 1, 1997.

14 (2) IF THE AMOUNT DISTRIBUTED TO BALTIMORE CITY UNDER
15 PARAGRAPH (1) OF THIS SUBSECTION FOR ANY FISCAL YEAR IS LESS THAN 12.25% OF
16 THE TOTAL HIGHWAY USER REVENUES FOR THE FISCAL YEAR, THE AMOUNT
17 DISTRIBUTED TO BALTIMORE CITY FOR ANY SUBSEQUENT FISCAL YEAR THAT
18 BEGINS BEFORE JULY 1, 2007 MAY NOT EXCEED 12.25% OF THE TOTAL HIGHWAY
19 USER REVENUES FOR THE FISCAL YEAR FOR WHICH THE DISTRIBUTION IS MADE.

20 (3) THE AMOUNT DISTRIBUTED UNDER THIS SUBSECTION SHALL BE
21 DISTRIBUTED in monthly installments.

22 (b) Subject to §§ 3-307 and 3-308 of this article, during each fiscal year, [15
23 percent] 30% of the total highway user [revenues] REVENUES, LESS THE AMOUNT
24 DISTRIBUTED TO BALTIMORE CITY UNDER SUBSECTION (A) OF THIS SECTION, shall
25 be distributed to the counties and municipalities of this State at the times specified in §
26 8-407 of this subtitle.

27 13-208.

28 (A) The Administration shall deposit \$9 of each filing fee received under this
29 subtitle in the General Fund.

30 (B) (1) THE ADMINISTRATION SHALL DEPOSIT \$5 OF EACH FILING FEE
31 RECEIVED UNDER THIS SUBTITLE TO A SPECIAL FUND.

32 (2) FOR EACH FISCAL YEAR, THE COMPTROLLER SHALL DISTRIBUTE TO
33 BALTIMORE CITY THE AMOUNT DEPOSITED IN THE SPECIAL FUND.

34 13-209.

35 (a) The Administration shall maintain an Assurance Fund and deposit in it that
36 part of the filing fees collected under this subtitle that is not [credited to the General
37 Fund] DEPOSITED under § 13-208 of this subtitle.

38 (b) When the Assurance Fund reaches \$25,000, any money in excess of that
39 amount shall be transferred to the Transportation Trust Fund.

1 SECTION 2. AND BE IT FURTHER ENACTED, That for the fiscal year that
2 begins July 1, ~~1996~~ 1997, the amount to be distributed to Baltimore City under §
3 8-403(a)(1) of the Transportation Article is the greater of ~~\$155,000,000~~ \$156,000,000 or
4 11.5% of the total highway user revenues for the fiscal year.

5 SECTION 3. AND BE IT FURTHER ENACTED, That this Act shall take effect
6 July 1, ~~1996~~ 1997.