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**By: Senators Ruben, Forehand, Ferguson, Dorman, Astle, McCabe, Roesser, Middleton, Haines, Teitelbaum, Hogan, Craig, Colburn, Stoltzfus, Frosh, Derr, Van Hollen, Madden, and Dyson**

Introduced and read first time: February 2, 1996

Assigned to: Budget and Taxation

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Committee Report: Favorable with amendments

Senate action: Adopted with floor amendments

Read second time: April 1, 1996

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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; requiring the Maryland Port  
6 Administration to make certain payments to the Mayor and City Council of  
7 Baltimore in lieu of taxes for certain properties; altering the distribution of certain  
8 filing fees received by the Motor Vehicle Administration for vehicle security interest  
9 filings; providing a delayed effective date for this Act; making this Act subject to a  
10 certain contingency; and generally relating to the distribution of highway user  
11 revenues certain State aid to Baltimore City, the counties, and municipalities.

12 BY adding to  
13 Article - Transportation  
14 Section 6-411  
15 Annotated Code of Maryland  
16 (1993 Replacement Volume and 1995 Supplement)

17 BY repealing and reenacting, with amendments,  
18 Article - Transportation  
19 Section 8-403 and 13-208  
20 Annotated Code of Maryland  
21 (1993 Replacement Volume and 1995 Supplement)

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

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1 **Article - Transportation**

2 6-411.

3 (A) THE ADMINISTRATION SHALL MAKE ANNUAL PAYMENTS IN LIEU OF  
4 TAXES TO THE MAYOR AND CITY COUNCIL OF BALTIMORE FOR THE PROPERTIES  
5 KNOWN AS "MCCOMAS-A2", "DMT-BENDIX", "SEAGIRT-PARCEL B", AND  
6 "TOYOTA-MD. SHIP".

7 (B) THE PAYMENTS REQUIRED UNDER THIS SECTION SHALL BE:

8 (1) FOR FISCAL YEAR 1998, \$410,000 IN AGGREGATE AMOUNT;

9 (2) FOR FISCAL YEAR 1999, \$418,200 IN AGGREGATE AMOUNT; AND

10 (3) FOR FISCAL YEAR 2000 AND EACH SUBSEQUENT FISCAL YEAR, THE  
11 PRODUCT OF MULTIPLYING THE APPLICABLE BALTIMORE CITY REAL PROPERTY  
12 TAX RATE TIMES THE ASSESSMENT OF THE LAND AS DETERMINED UNDER TITLE 8  
13 OF THE TAX - PROPERTY ARTICLE, NOT INCLUDING THE ASSESSMENT OF ANY  
14 IMPROVEMENTS, FOR EACH OF THE PROPERTIES.

15 (C) PAYMENTS UNDER THIS SECTION SHALL BE SUBJECT TO SUCH TERMS  
16 AND CONDITIONS, IF ANY, AS MAY BE PROVIDED BY AGREEMENT BETWEEN THE  
17 ADMINISTRATION AND BALTIMORE CITY.

18 8-403.

19 (a) (1) Subject to THE LIMITATION UNDER PARAGRAPH (2) OF THIS  
20 SUBSECTION AND SUBJECT TO §§ 3-307 and 3-308 of this article, during each fiscal year,  
21 [15 percent] of the total highway user [revenues] REVENUES, AN AMOUNT shall be  
22 distributed to Baltimore City EQUAL TO THE SUM OF:

23 (I) THE GREATER OF ~~\$155,000,000~~ ~~\$156,000,000~~ \$157,500,000 OR 11.5%  
24 OF THE TOTAL HIGHWAY USER REVENUES FOR THE FISCAL YEAR; AND

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

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

29 1. 30% OF THE TOTAL HIGHWAY USER REVENUES FOR THE  
30 FISCAL YEAR MINUS THE GREATER OF ~~156,000,000~~ \$157,500,000 OR 11.5% OF TOTAL  
31 HIGHWAY USER REVENUES FOR THE FISCAL YEAR; EXCEEDS

32 2. 30% OF THE TOTAL HIGHWAY USER REVENUES FOR THE  
33 FISCAL YEAR THAT BEGAN JULY 1, 1997 MINUS THE GREATER OF ~~\$156,000,000~~  
34 \$157,500,000 OR 11.5% OF THE TOTAL HIGHWAY USER REVENUES FOR THE FISCAL  
35 YEAR THAT BEGAN JULY 1, 1997.

36 (2) IF THE AMOUNT DISTRIBUTED TO BALTIMORE CITY UNDER  
37 PARAGRAPH (1) OF THIS SUBSECTION FOR ANY FISCAL YEAR IS LESS THAN 12.25% OF  
38 THE TOTAL HIGHWAY USER REVENUES FOR THE FISCAL YEAR, THE AMOUNT  
39 DISTRIBUTED TO BALTIMORE CITY FOR ANY SUBSEQUENT FISCAL YEAR THAT

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1 BEGINS BEFORE JULY 1, 2007 MAY NOT EXCEED 12.25% OF THE TOTAL HIGHWAY  
2 USER REVENUES FOR THE FISCAL YEAR FOR WHICH THE DISTRIBUTION IS MADE.

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

5 (b) Subject to §§ 3-307 and 3-308 of this article, during each fiscal year, [15  
6 percent] 30% of the total highway user [revenues] REVENUES, LESS THE AMOUNT  
7 DISTRIBUTED TO BALTIMORE CITY UNDER SUBSECTION (A) OF THIS SECTION, shall  
8 be distributed to the counties and municipalities of this State at the times specified in §  
9 8-407 of this subtitle.

10 13-208.

11 (A) The Administration shall deposit [9] \$14 of each filing fee received under  
12 this subtitle in the General Fund.

13 (B) FOR EACH FISCAL YEAR, THE COMPTROLLER SHALL DISTRIBUTE TO  
14 BALTIMORE CITY AN AMOUNT EQUAL TO \$5 FOR EACH FILING FEE RECEIVED  
15 UNDER THIS SUBTITLE.

16 SECTION 2. AND BE IT FURTHER ENACTED, That for the fiscal year that  
17 begins July 1, ~~1996~~ 1997, the amount to be distributed to Baltimore City under §  
18 8-403(a)(1) of the Transportation Article is the greater of ~~\$155,000,000~~ ~~\$156,000,000~~  
19 ~~\$157,500,000~~ or 11.5% of the total highway user revenues for the fiscal year.

20 SECTION 3. AND BE IT FURTHER ENACTED, That this Act shall take effect  
21 July 1, ~~1996~~ 1997, contingent on the taking effect of Chapter \_\_\_\_\_ (Senate Bill  
22 806)(61r1628) of the Acts of the General Assembly of 1996, and if  
23 Chapter \_\_\_\_\_ does not become effective, this Act shall become null and void  
24 without the necessity of further action by the General Assembly.