

SENATE JOINT RESOLUTION

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1996 Regular Session  
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**By: Senator Amoss**

Constitutional Requirements Complied with for Introduction in the last 35 Days of Session

Introduced and read first time: March 13, 1996

Rules 32(a) and 32(b) suspended

Assigned to: Budget and Taxation

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SENATE JOINT RESOLUTION

1 A Senate Joint Resolution concerning

2 **Transportation Facilities - Public-Private Partnerships**

3 FOR the purpose of encouraging the Secretary of Transportation to develop policies and  
4 procedures for meeting certain requirements; establishing public-private  
5 partnership agreements, as appropriate, for transportation systems and facilities;  
6 requiring the Department of Transportation and the Maryland Transportation  
7 Authority to develop criteria for reviewing and evaluating unsolicited and solicited  
8 private sector proposals; requiring the Department and the Authority to review  
9 certain current programs to identify projects that can be accelerated by private  
10 financing; encouraging the Department and the Authority to evaluate unsolicited  
11 proposals or to solicit specific proposals to the extent possible under current law;  
12 and providing for the construction of this Resolution.

13 WHEREAS, Additional sources of revenue beyond those available to the public  
14 sector can help improve the State's ability to address Maryland's ever expanding  
15 transportation needs; and

16 WHEREAS, It is in the public interest to encourage the Department of  
17 Transportation and the Maryland Transportation Authority to enter into partnerships or  
18 agreements with the private sector for the financing and construction or operation of  
19 transportation facilities; and

20 WHEREAS, The Department and the Authority are encouraged to take advantage  
21 of opportunities under the Intermodal Surface Transportation Efficiency Act of 1991  
22 (ISTEA) and any successor federal legislation with emphasis on leveraging federal funds  
23 with private sector capital; now, therefore, be it

24 RESOLVED BY THE GENERAL ASSEMBLY OF MARYLAND, That the  
25 Department and the Authority are requested to develop policies and procedures for  
26 soliciting and establishing public-private partnership agreements, as appropriate, for  
27 transportation systems and facilities; and be it further

28 RESOLVED, That the Department and the Authority should develop criteria for  
29 reviewing and evaluating unsolicited and solicited private sector proposals; and be it  
30 further

SENATE JOINT RESOLUTION

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1           RESOLVED, That the Department's policies and procedures shall, at a minimum:

2                   (1) Require that any highway facility must comply with federal, State, and  
3 local laws and will be considered part of the State highway system;

4                   (2) Allow for the development of initiatives in cooperation with local  
5 jurisdictions;

6                   (3) Require projects to be compatible with current transportation systems  
7 and facilities and long-term transportation needs; and

8                   (4) Require the operator to maintain the facility in accordance with  
9 appropriate standards for similar facilities; and be it further

10           RESOLVED, That the Department and the Authority shall review both the  
11 Consolidated Transportation Program and the Maryland Transportation Plan to identify  
12 projects that might be accelerated by private financing for all or part of the costs; and be  
13 it further

14           RESOLVED, That this resolution may not be construed to preclude the  
15 Department or the Authority from entering into public-private partnerships prior to  
16 October 1, 1996; and be it further

17           RESOLVED, That a copy of this Resolution be forwarded by the Department of  
18 Legislative Reference to the Honorable Parris N. Glendening, Governor of Maryland; the  
19 Honorable Thomas V. Mike Miller, Jr., President of the Senate of Maryland; the  
20 Honorable Casper R. Taylor, Jr., Speaker of the House of Delegates; and the Honorable  
21 David L. Winstead, Secretary of Transportation.