
By: **Frederick County Delegation**
Introduced and read first time: February 7, 2001
Assigned to: Commerce and Government Matters

A BILL ENTITLED

1 AN ACT concerning

2 **Frederick County - Funds Designated for County Roads**

3 FOR the purpose of authorizing the Board of County Commissioners of Frederick
4 County to use funds designated for county road purposes for public easement
5 roads; authorizing the Board to establish certain criteria for certain purposes;
6 defining certain terms; repealing certain provisions of the public local laws of
7 Frederick County that require funds designated for county roads to be paid,
8 deposited, and used in a certain way; and generally relating to funds for county
9 roads in Frederick County.

10 BY repealing
11 The Public Local Laws of Frederick County
12 Section 2-11-8
13 Article 11 - Public Local Laws of Maryland
14 (1979 Edition and July 2000 Supplement, as amended)

15 BY adding to
16 The Public Local Laws of Frederick County
17 Section 2-11-8
18 Article 11 - Public Local Laws of Maryland
19 (1979 Edition and July 2000 Supplement, as amended)

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

22 **Article 11 - Frederick County**

23 [2-11-8.

24 All funds designated for county road purposes by federal, state or county
25 governments shall be paid to the county treasurer, who shall deposit the same in the
26 name of the county treasurer. Such funds shall be used only for county road purposes,
27 which shall include the payment of all salaries and expenses incidental to the

1 operation of the county roads board. All disbursements from such funds shall be upon
2 written order of the board of county commissioners.]

3 2-11-8.

4 (A) AS USED IN THIS SECTION, "PUBLIC EASEMENT ROAD" MEANS ANY ROAD:

5 (1) LOCATED IN FREDERICK COUNTY;

6 (2) OWNED OR MAINTAINED BY A HOMEOWNER'S ASSOCIATION OR AN
7 INCORPORATED NONPROFIT COMMUNITY ORGANIZATION; AND

8 (3) OVER WHICH THE BOARD OF COUNTY COMMISSIONERS HAS BEEN
9 GRANTED, AND THE BOARD OF COUNTY COMMISSIONERS HAS ACCEPTED, AN
10 EASEMENT FOR PUBLIC USE.

11 (B) THE BOARD OF COUNTY COMMISSIONERS MAY USE FUNDS DESIGNATED
12 FOR COUNTY ROAD PURPOSES BY THE FEDERAL OR STATE GOVERNMENT FOR A
13 PUBLIC EASEMENT ROAD.

14 (C) THE BOARD OF COUNTY COMMISSIONERS MAY ESTABLISH CRITERIA FOR
15 THE USE OF FUNDS DESIGNATED FOR COUNTY ROAD PURPOSES AND FOR THE
16 QUALIFICATIONS FOR A PUBLIC EASEMENT ROAD.

17 SECTION 2. AND BE IT FURTHER ENACTED, That this Act shall take
18 effect October 1, 2001.