
By: **Senator Neall**

Introduced and read first time: January 29, 2001

Assigned to: Finance

A BILL ENTITLED

1 AN ACT concerning

2 **Commission on BWI Airport Governance**

3 FOR the purpose of establishing the Commission on BWI Airport Governance;
4 providing for the purpose of this Act; providing for the membership,
5 chairmanship, and compensation of the Commission; requiring the Commission
6 to be appointed by a certain date; specifying the duties of the Commission;
7 authorizing the Commission to hire consultants or experts to assist in
8 completing its work, as provided in the State budget; providing for the staffing
9 for the Commission; requiring an interim and a final report by certain dates;
10 defining certain terms; providing for the termination of this Act; and generally
11 relating to the Commission on BWI Airport Governance.

12 BY adding to

13 Article - Transportation
14 Section 5-1401 through 5-1405, inclusive, to be under the new subtitle "Subtitle
15 14. Commission on BWI Airport Governance"
16 Annotated Code of Maryland
17 (1993 Replacement Volume and 2000 Supplement)

18 **Preamble**

19 WHEREAS, The Commission on Transportation Investment found that the
20 State will have \$27 billion in unmet transportation needs over the next 20 years; and

21 WHEREAS, Airports are relying increasingly on the private sector to reduce
22 costs and improve the quality and range of services offered; and

23 WHEREAS, A recent survey by the United States Government Accounting
24 Office found that 90% of the people working at 69 of the nation's largest airports,
25 providing services such as airline ticketing, baggage handling, cleaning, retail, and
26 ground concessions, are employed by private companies; and

27 WHEREAS, Local and state governments around the country are examining
28 alternatives for airport governance to mitigate increasing public expenditures; now,
29 therefore,

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

3 **Article - Transportation**

4 SUBTITLE 14. COMMISSION ON BWI GOVERNANCE.

5 5-1401.

6 (A) (1) IN THIS SECTION THE FOLLOWING WORDS HAVE THE MEANINGS
7 INDICATED.

8 (2) "BWI AIRPORT" MEANS THE BALTIMORE-WASHINGTON
9 INTERNATIONAL AIRPORT.

10 (3) "COMMISSION" MEANS THE COMMISSION ON BWI AIRPORT
11 GOVERNANCE.

12 (B) THERE IS A COMMISSION ON BWI AIRPORT GOVERNANCE.

13 (C) THE PURPOSE OF THE COMMISSION IS TO STUDY ALTERNATIVE
14 GOVERNANCE AND FINANCING STRUCTURES FOR THE BWI AIRPORT.

15 5-1402.

16 (A) THE COMMISSION SHALL CONSIST OF THE FOLLOWING 15 MEMBERS:

17 (1) TWO MEMBERS OF THE SENATE, APPOINTED BY THE PRESIDENT OF
18 THE SENATE;

19 (2) TWO MEMBERS OF THE HOUSE OF DELEGATES, APPOINTED BY THE
20 SPEAKER OF THE HOUSE OF DELEGATES;

21 (3) THE SECRETARY OF BUDGET AND MANAGEMENT OR THE
22 SECRETARY'S DESIGNEE;

23 (4) THE SECRETARY OF THE DEPARTMENT OF BUSINESS AND
24 ECONOMIC DEVELOPMENT OR THE SECRETARY'S DESIGNEE;

25 (5) THE SECRETARY OF TRANSPORTATION OR THE SECRETARY'S
26 DESIGNEE;

27 (6) THE MARYLAND AVIATION ADMINISTRATOR OR THE
28 ADMINISTRATOR'S DESIGNEE;

29 (7) A REPRESENTATIVE FROM THE FEDERAL AVIATION
30 ADMINISTRATION, APPOINTED BY THE GOVERNOR; AND

31 (8) SIX INDIVIDUALS WITH AVIATION EXPERIENCE OR EXPERTISE,
32 INCLUDING REPRESENTATIVES FROM ORGANIZATIONS SUCH AS THE AIRPORT
33 CONSULTANTS COUNCIL, THE AMERICAN ASSOCIATION OF AIRPORT EXECUTIVES,

1 AND THE NATIONAL ASSOCIATION OF STATE AVIATION OFFICIALS, APPOINTED BY
2 THE GOVERNOR.

3 (B) THE COMMISSION SHALL BE APPOINTED BY SEPTEMBER 1, 2001.

4 (C) THE GOVERNOR SHALL SELECT A CHAIRMAN FROM THE MEMBERSHIP OF
5 THE COMMISSION.

6 (D) THE MEMBERS OF THE COMMISSION:

7 (1) SHALL SERVE WITHOUT COMPENSATION; BUT

8 (2) ARE ENTITLED TO REIMBURSEMENT FOR EXPENSES UNDER THE
9 STANDARD STATE TRAVEL REGULATIONS, AS PROVIDED IN THE STATE BUDGET.

10 5-1403.

11 (A) WHEN STUDYING ALTERNATIVE GOVERNANCE AND FINANCING
12 STRUCTURES FOR THE BWI AIRPORT, THE COMMISSION SHALL:

13 (1) EXAMINE GOVERNANCE AND FINANCE STRUCTURES OF AIRPORTS
14 AROUND THE COUNTRY, INCLUDING A DETERMINATION OF THE BEST MODELS IN
15 TERMS OF REPRESENTATION, ORGANIZATION, PURPOSE, AND EFFECTIVENESS;

16 (2) CONSIDER THE IMPACT ON FEDERAL FUNDING THAT A CHANGE IN
17 GOVERNANCE STRUCTURE MAY HAVE ON THE BWI AIRPORT;

18 (3) CONDUCT HEARINGS TO SOLICIT COMMENTS AND
19 RECOMMENDATIONS FROM FEDERAL, STATE, AND LOCAL UNITS, INTERESTED
20 PARTIES, AND THE PUBLIC ON ALTERNATIVE GOVERNANCE STRUCTURES FOR BWI
21 AIRPORT THAT ARE STUDIED BY THE COMMISSION; AND

22 (4) GUIDE THE IMPLEMENTATION OF THE COMMISSION'S
23 RECOMMENDATIONS TO DETERMINE WHETHER:

24 (I) BUDGET PROVISIONS AND AMENDMENTS SHOULD BE
25 DEVELOPED FOR INCLUSION IN THE STATE BUDGET FOR FISCAL YEARS 2003, 2004,
26 AND EACH YEAR THEREAFTER AND, IF SO, DRAFT RECOMMENDATIONS FOR THESE
27 BUDGETS;

28 (II) LEGISLATION SHOULD BE INTRODUCED IN THE 2002 OR 2003
29 SESSION OF THE GENERAL ASSEMBLY TO IMPLEMENT THE RECOMMENDATIONS OF
30 THE COMMISSION AND, IF SO, DRAFT A MODEL FOR THE LEGISLATION; OR

31 (III) PROGRAMMATIC CHANGES IN AIRPORT GOVERNANCE OR
32 OTHER AREAS SHOULD BE IMPLEMENTED BY REGULATION AND, IF SO, DRAFT A
33 MODEL FOR THE REGULATION.

34 (B) THE COMMISSION MAY HIRE CONSULTANTS OR EXPERTS TO ASSIST IN
35 COMPLETING ITS WORK, AS PROVIDED IN THE STATE BUDGET.

1 5-1404.

2 THE DEPARTMENT OF LEGISLATIVE SERVICES AND THE MARYLAND
3 DEPARTMENT OF TRANSPORTATION SHALL PROVIDE STAFF SUPPORT TO THE
4 COMMISSION.

5 5-1405.

6 (A) THE COMMISSION SHALL PROVIDE AN INTERIM REPORT OF ITS FINDINGS
7 AND RECOMMENDATIONS TO THE GOVERNOR AND, IN ACCORDANCE WITH § 2-1246
8 OF THE STATE GOVERNMENT ARTICLE, TO THE GENERAL ASSEMBLY ON OR BEFORE
9 JANUARY 1, 2002.

10 (B) THE COMMISSION SHALL PROVIDE A FINAL REPORT OF ITS FINDINGS AND
11 RECOMMENDATIONS TO THE GOVERNOR AND, IN ACCORDANCE WITH § 2-1246 OF
12 THE STATE GOVERNMENT ARTICLE, TO THE GENERAL ASSEMBLY ON OR BEFORE
13 JANUARY 1, 2003.

14 SECTION 2. AND BE IT FURTHER ENACTED, That this Act shall take effect
15 July 1, 2001. It shall remain effective for a period of 2 years and, at the end of June
16 30, 2003, with no further action required by the General Assembly, this Act shall be
17 abrogated and of no further force and effect.