

HOUSE BILL 732

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HB 817/98 - APP

2004 Regular Session
4lr0851

By: **Delegates Conroy, Frush, Hubbard, James, Kaiser, Mandel, Menes, and Moe**

Introduced and read first time: February 5, 2004

Assigned to: Appropriations

A BILL ENTITLED

1 AN ACT concerning

2 **Intercounty Connector - Prohibition**

3 FOR the purpose of prohibiting the Maryland Department of Transportation and the
4 Maryland Transportation Authority from spending any funds or granting any
5 approvals or permits relating to the right-of-way acquisition for, or the design
6 or construction of, a project commonly referred to as the Intercounty Connector;
7 and specifying that this prohibition includes certain proposed highway projects
8 in Prince George's County.

9 BY repealing and reenacting, with amendments,
10 Article - Transportation
11 Section 8-601
12 Annotated Code of Maryland
13 (2001 Replacement Volume and 2003 Supplement)

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

16 **Article - Transportation**

17 8-601.

18 (a) The Administration shall construct, reconstruct, and repair State
19 highways as necessary and shall maintain them in good condition.

20 (b) The Department may not spend any further funds for the construction of
21 I-95 through Prince George's County that will involve a new or reconstructed
22 segment connecting it to any other highway in Prince George's County. The
23 Department may not spend any further funds for the construction of a new highway,
24 arterial, freeway, or expressway in the lands between Viers Mill Road and Northwest
25 Branch described in the 1980 highway needs inventory as the right-of-way reserved
26 for the Rockville Facility in Montgomery County, including the area designated as the
27 Matthew Henson State Park under § 5-1004 of the Natural Resources Article.

1 (c) [This prohibition] SUBSECTION (B) OF THIS SECTION does not preclude
2 construction in the right-of-way designated as the Rockville Facility of:

3 (1) Roadway crossings to facilitate traffic flow and highway safety; or

4 (2) A hiker/biker trail in the lands between Viers Mill Road and
5 Northwest Branch.

6 (D) (1) THE DEPARTMENT AND THE MARYLAND TRANSPORTATION
7 AUTHORITY MAY NOT SPEND ANY FUNDS OR GRANT ANY APPROVALS OR PERMITS
8 RELATING TO THE RIGHT-OF-WAY ACQUISITION FOR, OR THE DESIGN OR
9 CONSTRUCTION OF, A HIGHWAY CONNECTING THE I-270 CORRIDOR NEAR THE
10 ROCKVILLE/GAITHERSBURG AREA IN MONTGOMERY COUNTY AND THE I-95
11 CORRIDOR NEAR THE LAUREL AREA IN PRINCE GEORGE'S COUNTY, A PROJECT
12 COMMONLY REFERRED TO AS THE INTERCOUNTY CONNECTOR.

13 (2) THE PROHIBITION SPECIFIED IN PARAGRAPH (1) OF THIS
14 SUBSECTION INCLUDES:

15 (I) THE PROPOSED HIGHWAY DESIGNATED BY THE
16 MARYLAND-NATIONAL CAPITAL PARK AND PLANNING COMMISSION AS HIGHWAY
17 A-44 EAST OF U.S. ROUTE 1 (BALTIMORE-WASHINGTON BOULEVARD); AND

18 (II) THE PROPOSED HIGHWAY DESIGNATED BY THE
19 MARYLAND-NATIONAL CAPITAL PARK AND PLANNING COMMISSION AS HIGHWAY
20 A-58.

21 SECTION 2. AND BE IT FURTHER ENACTED, That this Act shall take effect
22 October 1, 2004.