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By: **Frederick County Delegation**

Introduced and read first time: February 1, 2006

Assigned to: Ways and Means

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Committee Report: Favorable

House action: Adopted

Read second time: March 22, 2006

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CHAPTER\_\_\_\_\_

1 AN ACT concerning

2 **Frederick County - Building Excise Tax - Road Projects**

3 FOR the purpose of repealing a certain requirement for State matching funds before  
4 the Frederick County Commissioners may expend certain funds for a capital  
5 project on a State highway; requiring that before the Frederick County  
6 Commissioners may expend certain funds for a capital project on a State  
7 highway, a certain amount of funds must be obtained from other sources; and  
8 generally relating to revenues from the building excise tax in Frederick County.

9 BY repealing and reenacting, with amendments,  
10 The Public Local Laws of Frederick County  
11 Section 2-7-131(D)  
12 Article 11 - Public Local Laws of Maryland  
13 (2004 Edition and June 2005 Supplement, as amended)

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

16 **Article 11 - Frederick County**

17 2-7-131.

18 (D) (1) The county director of finance shall deposit the revenues from the  
19 building excise tax in an account called the "Development Road Improvement Fund."

20 (2) Subject to paragraphs (3) and (4) of this subsection, the revenues  
21 from the building excise tax in the development road improvement fund shall be used  
22 only to pay for capital projects or indebtedness incurred for capital projects for

1 additional or expanded public road facilities, including bridges, intersection  
2 improvements, and new road construction and road improvement.

3           (3)       Before the county commissioners may expend funds from the  
4 development road improvement fund, the county commissioners must match at least  
5 the same amount of funds for capital projects for additional or expanded public road  
6 facilities.

7           (4)       Before the county commissioners may expend funds from the  
8 development road improvement fund for a road project on a state highway, as defined  
9 in § 8-101 of the Transportation Article, [the state must match] at least the same  
10 amount of funds **MUST BE OBTAINED FROM OTHER SOURCES** for a capital project for  
11 additional or expanded public road facilities on the same road project on the state  
12 highway that is within Frederick County.

13       SECTION 2. AND BE IT FURTHER ENACTED, That this Act shall take effect  
14 July 1, 2006.