
By: **Senators Jones, Gladden, Della, Hughes, Kelley, and McFadden**

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CHAPTER _____

1 AN ACT concerning

2 **Baltimore Corridor Transit Study - Red Line - Requirements and Citizens'**
3 **Advisory Council**

4 FOR the purpose of requiring the Maryland Transit Administration, in conducting the
5 Baltimore Corridor Transit Study - Red Line, to consider the establishment of a
6 certain fund to compensate certain property owners for damages incurred
7 during the construction of any Red Line transit project; requiring the
8 Administration to consider the redevelopment of certain commercial areas in
9 conjunction with any Red Line transit study; requiring the Administration to
10 consult with certain state agencies, the City of Baltimore, certain communities,
11 and the property owners and business owners surrounding the Baltimore
12 Corridor Transit Study - Red Line area; ~~requiring the Administration to~~
13 ~~evaluate alternatives, alignments, and transit modes in terms of addressing the~~
14 ~~transit needs within a certain area; requiring the Administration to establish a~~
15 ~~certain advisory committee; providing for the membership of the advisory~~
16 ~~committee; requiring the Administration to submit a certain report to the~~
17 ~~General Assembly by a certain date; requiring the Administration to consider~~
18 ~~methods for providing preference in hiring for certain construction jobs to~~
19 ~~certain individuals; establishing a Citizens' Advisory Council for the Baltimore~~
20 ~~Corridor Transit Study - Red Line; providing for the membership of the~~
21 ~~Advisory Council; requiring the Maryland Transit Administrator to designate~~
22 ~~the co-chairs of the Advisory Council; establishing the term of the members of~~
23 ~~the Advisory Council; requiring meetings of the Advisory Council to be~~
24 ~~publicized and open to the public; prohibiting a member of the Advisory Council~~
25 ~~from receiving compensation; requiring the Advisory Council to advise the~~
26 ~~Administrator on certain major policy matters surrounding the Baltimore~~
27 ~~Corridor Transit Study - Red Line; requiring the Advisory Council to limit its~~

1 review to certain matters; requiring the Advisory Council to report to the
2 Governor and the General Assembly on its activities on or before a certain date
3 each year; requiring the Administration to provide staff for the Advisory
4 Council, solicit the advice of the Advisory Council at certain times, and prepare
5 a certain report at certain times; and generally relating to the Baltimore
6 Corridor Transit Study - Red Line.

7 Preamble

8 WHEREAS, The Maryland Transit Administration has undertaken the
9 Baltimore Corridor Transit Study - Red Line for a proposed 10-mile rapid transit line
10 for the Baltimore metropolitan area; and

11 WHEREAS, The Red Line transit corridor encompasses a large number of
12 residents, small and large businesses, schools, churches, and other community
13 institutions, all of which are deeply concerned about the future of their communities;
14 and

15 WHEREAS, Effective, high quality public transportation is important to these
16 communities; and

17 WHEREAS, Public transit must be frequently available, reliable, and safe, and
18 must provide an efficient and economical means to connect community members to
19 major destinations throughout the Baltimore metropolitan area; and

20 WHEREAS, First and foremost, the Red Line should improve the public
21 transportation system in the Baltimore metropolitan region and in the communities
22 surrounding the Red Line transit corridor, and be planned in a manner to serve those
23 communities and foster economic development; and

24 WHEREAS, It is the intent of the General Assembly that, during the course of
25 planning and constructing the Red Line project, the Administration adhere to the best
26 practices of transit planning and implementation; and

27 WHEREAS, It is the intent of the General Assembly that community members
28 participate in good faith in the planning process for the Red Line project and seek to
29 fairly represent the interests of all community members; now, therefore,

30 SECTION 1. BE IT ENACTED BY THE GENERAL ASSEMBLY OF
31 MARYLAND, That, in conducting the transit project referred to in the Maryland
32 Consolidated Transportation Program for fiscal years 2006 through 2011 as the
33 Baltimore Corridor Transit Study - Red Line, the Maryland Transit Administration
34 shall:

35 (1) Consider the establishment of a dedicated fund within the
36 construction budget of the Red Line transit project to compensate property owners
37 whose property is damaged during the construction of any Red Line project;

38 (2) Consider the redevelopment of the commercial areas surrounding the
39 Baltimore Corridor Transit Study - Red Line area, in consultation with:

- 1 (i) The Department of Business and Economic Development;
- 2 (ii) The Department of General Services;
- 3 (iii) The University of Maryland Medical System;
- 4 (iv) The University of Maryland, Baltimore;
- 5 ~~(iv)~~ (v) The City of Baltimore;
- 6 (vi) Baltimore County;
- 7 ~~(v)~~ (vii) The surrounding communities; and
- 8 ~~(vi)~~ (viii) The property owners and business owners of the area
- 9 comprising the Baltimore Corridor Transit Study - Red Line; and

10 (3) Consider methods for providing preference in hiring for construction

11 jobs for the construction of any Red Line transit project to:

12 (i) residents of legislative districts in which the Red Line transit

13 project will be constructed; or

14 (ii) residents of legislative districts adjacent to those in which the

15 Red Line transit project will be constructed.

16 (3) ~~Evaluate all alternatives, alignments, and transit modes, including~~

17 ~~heavy rail and tunneling, in terms of addressing the transportation needs of the area~~

18 ~~comprising and surrounding the Baltimore Corridor Transit Study - Red Line,~~

19 ~~regardless of the cost associated with a particular alternative, alignment, or transit~~

20 ~~mode;~~

21 (4) ~~Establish a Red Line Project Community Advisory Committee that:~~

22 ~~(i) shall provide for community participation in the design,~~

23 ~~planning, construction, and operation of the transit project known as the Red Line~~

24 ~~project;~~

25 ~~(ii) may not exceed 21 members; and~~

26 ~~(iii) shall include:~~

27 ~~1. 3 residents of each legislative district affected by the Red~~

28 ~~Line project appointed by the State Senator from the district;~~

29 ~~2. 2 members appointed by the Mayor of the City of~~

30 ~~Baltimore;~~

31 ~~3. 1 member appointed by the Baltimore City Council;~~

32 ~~4. 1 member appointed by the Baltimore County Council;~~

1 (5) 1 member who is appointed by the County Executive of Baltimore
2 County.

3 (c) The Maryland Transit Administrator shall designate two co-chairs of the
4 Advisory Council in the following manner:

5 (1) one from a list of two names provided by the President of the Senate
6 from the members appointed under subsection (b) of this section; and

7 (2) one from a list of two names provided by the Speaker of the House
8 from the members appointed under subsection (b) of this section.

9 (d) The term of a member of the Advisory Council shall continue until the
10 commencement of operation of passenger service on the initial phase of the Red Line
11 or until project funding is otherwise expended.

12 (e) On resignation of a member, a new member shall be appointed by the
13 person who appointed the resigning member.

14 (f) (1) The Advisory Council shall meet at least once every 3 months.

15 (2) The meetings of the Advisory Council shall be publicized and open to
16 the public.

17 (g) A member of the Advisory Council may not receive compensation.

18 (h) The Advisory Council shall advise the Administrator on major policy
19 matters concerning the Baltimore Corridor Transit Study - Red Line, including:

20 (1) compensation for property owners whose property is damaged during
21 the construction of any Red Line project, redevelopment of commercial areas
22 surrounding the Red Line transit corridor in Baltimore City and Baltimore County,
23 and providing hiring preferences as provided by Section 1 of this Act;

24 (2) consideration of a full range of construction alternatives, including an
25 underground rail option;

26 (3) ensuring that the Red Line project:

27 (i) benefits the communities through which it will travel;

28 (ii) uses an inclusive planning process, including consultation with
29 community residents, businesses, and institutions in the corridor;

30 (iii) is planned to maximize the likelihood that federal funding will
31 be obtained for the project;

32 (iv) includes, during its planning phase, the distribution of factual
33 information that allows the community to compare the costs, benefits, and impacts of
34 all construction alternatives;

1 (v) favors alignments that produce the least negative community
2 impacts practicable; and

3 (vi) places a priority on maintaining the Study schedule.

4 (i) The Advisory Council shall limit its review to matters within the scope of
5 the Study and any other matters identified by the Administrator.

6 (j) The Advisory Council shall advise the Administrator on the major policy
7 matters under subsection (h) of this section in a manner to maintain the Red Line
8 project schedule.

9 (k) On or before September 1 of each year, the Advisory Council shall report on
10 its activities during the prior fiscal year to the Governor and, in accordance with §
11 2-1246 of the State Government Article, the General Assembly.

12 (l) The Administration shall:

13 (1) provide staff to the Advisory Council;

14 (2) solicit the advice of the Advisory Council before major project
15 decisions are made; and

16 (3) at the conclusion of the planning phase of the Red Line and at the
17 commencement of passenger service, prepare a report, in consultation with the
18 Advisory Council, that evaluates:

19 (i) the Advisory Council as a best practice strategy for
20 incorporating community participation in major transportation planning projects;

21 (ii) whether it is advisable for a similar advisory council to be
22 incorporated into major planning projects undertaken by the Administration
23 throughout the State; and

24 (iii) if it is advisable, how incorporation of an advisory council into
25 major planning projects can best be accomplished.

26 SECTION 3. AND BE IT FURTHER ENACTED, That this Act shall take effect
27 July 1, 2006.