

HB1059/233422/1

BY: Delegate Parrott

AMENDMENTS TO HOUSE BILL 1059
(First Reading File Bill)

AMENDMENT NO. 1

On page 1, in line 2, after “Government” insert “Allocation and”; in line 3, after “of” insert “allocating certain motor fuel tax revenue to a certain account that is shared with local governments; increasing the portion of highway user revenue that is distributed to local governments; altering the allocation of the local share of highway user revenue among Baltimore City, counties, and municipalities;”; in line 8, after “to” insert “increasing the portion of the motor fuel tax and highway user revenue that is distributed to local governments and”; after line 10, insert:

“BY repealing and reenacting, with amendments,

Article – Tax – General

Section 2-1103

Annotated Code of Maryland

(2010 Replacement Volume and 2013 Supplement)”;

in line 18, strike “8-408” and substitute “8-402, 8-403, 8-408,”; and after line 22, insert:

“Article – Tax – General

2-1103.

After making the distributions required under §§ 2-1101 and 2-1102 of this subtitle, the Comptroller shall distribute:

(1) the remaining motor fuel tax revenue from aviation fuel to the Transportation Trust Fund; AND

(Over)

(2) all remaining motor fuel tax revenue, equal to the average percentage by which the motor fuel tax rate exceeds 18.5 cents per gallon, [not] including revenue attributable to an increase in the motor fuel tax rates under § 9–305(b) of this article [or] AND revenue attributable to the sales and use tax equivalent rate imposed under § 9–306 of this article, to the Gasoline and Motor Vehicle Revenue Account in the Transportation Trust Fund[;

(3) revenue attributable to an increase in the motor fuel tax rates imposed under § 9–305(b) of this article to the Transportation Trust Fund; and

(4) revenue attributable to the sales and use tax equivalent rate imposed under § 9–306 of this article to the Transportation Trust Fund].”.

AMENDMENT NO. 2

On page 2, after line 10, insert:

“8–402.

(a) There is a Gasoline and Motor Vehicle Revenue Account in the Transportation Trust Fund.

(b) All revenues collected from the following, after deductions provided by law, shall be credited to the Gasoline and Motor Vehicle Revenue Account:

(1) All of the motor vehicle fuel tax;

(2) Except as otherwise provided by law, two-thirds of the vehicle titling tax;

(3) Except for revenues collected under Parts III and IV of Title 13, Subtitle 9 of this article, vehicle registration fees;

(4) The revenue disbursed to this Account under § 2-614 of the Tax – General Article; and

(5) 80 percent of the funds distributed on short-term vehicle rentals under § 2-1302.1 of the Tax – General Article to the Transportation Trust Fund from the sales and use tax.

(c) [(1) Except as provided in paragraph (2) of this subsection, for] **FOR** each fiscal year:

[(i) (1) [90.4%] **70%** of the revenue credited to the Account may be used as provided in § 3-216 of this article; and

[(ii) (2) The balance of the Account shall be used to pay the allocations of highway user revenues provided by this subtitle to the counties, municipalities, and Baltimore City.

[(2) For fiscal years 2010 through 2013, the Account shall be distributed as follows:

(i) A portion to the General Fund of the State for fiscal years 2010 through 2012 as follows:

1. 19.5% for fiscal year 2010;
2. 23% for fiscal year 2011; and
3. 11.3% for fiscal year 2012;

(ii) A portion to be used as provided in § 3-216 of this article, as follows:

1. 70% for fiscal year 2010;
2. 68.5% for fiscal year 2011;
3. Subject to paragraph (3) of this subsection, 79.8% for fiscal year 2012; and
4. 90% for fiscal year 2013; and

(iii) The balance to be used to pay the allocations of highway user revenues provided under this subtitle to the counties, municipalities, and Baltimore City.

(3) For fiscal year 2012, from the amount allocated to the Transportation Trust Fund under paragraph (2)(ii)3 of this subsection, \$40,000,000 shall be transferred from the Transportation Trust Fund to the Revenue Stabilization Account established under § 7-311 of the State Finance and Procurement Article.]

8-403.

[(a) Subject to §§ 3-307 and 3-308 of this article, [and except as provided in subsection (b) of this section,] for each fiscal year, from the total highway user revenues:

(1) An amount equal to [7.7%] 12.1% of total highway user revenues shall be distributed to Baltimore City in monthly installments;

(2) An amount shall be distributed to the counties at the times specified in § 8-407 of this subtitle, to be allocated as provided in § 8-404 of this subtitle, equal to [1.5%] 15.3% of total highway user revenues; and

(3) An amount shall be distributed to the municipalities at the times specified in § 8-407 of this subtitle, to be allocated as provided in § 8-405 of this subtitle, equal to [0.4%] 2.6% of total highway user revenues.

[(b) (1) For fiscal year 2010:

(i) The amount distributed to Baltimore City under this subtitle shall equal 8.6% of total highway user revenues;

(ii) The amount distributed to the counties under this subtitle shall equal 1.5% of total highway user revenues; and

(iii) The amount distributed to the municipalities under this subtitle shall equal 0.4% of total highway user revenues.

(2) For fiscal year 2011:

(i) The amount distributed to Baltimore City under this subtitle shall equal 7.9% of total highway user revenues;

(ii) The amount distributed to the counties under this subtitle shall equal 0.5% of total highway user revenues; and

(iii) The amount distributed to the municipalities under this subtitle shall equal 0.1% of total highway user revenues.

(3) For fiscal year 2012:

(i) The amount distributed to Baltimore City under this subtitle shall equal 7.5% of total highway user revenues;

(ii) The amount distributed to the counties under this subtitle shall equal 0.8% of total highway user revenues; and

(iii) The amount distributed to the municipalities under this subtitle shall equal 0.6% of total highway user revenues.

(4) For fiscal year 2013:

(i) The amount distributed to Baltimore City under this subtitle shall equal 8.1% of total highway user revenues;

(ii) The amount distributed to the counties under this subtitle shall equal 1.5% of total highway user revenues; and

(iii) The amount distributed to the municipalities under this subtitle shall equal 0.4% of total highway user revenues.]”.