

HOUSE BILL 744

R1

(8lr1449)

ENROLLED BILL

— *Environment and Transportation/Finance* —

Introduced by **Delegate Lafferty**

Read and Examined by Proofreaders:

Proofreader.

Proofreader.

Sealed with the Great Seal and presented to the Governor, for his approval this

_____ day of _____ at _____ o'clock, _____ M.

Speaker.

CHAPTER _____

1 AN ACT concerning

2 **Transportation – Complete Streets Policy – Adoption**

3 FOR the purpose of requiring ~~the Maryland Transportation Authority and~~ certain modal
4 administrations of the Department of Transportation to adopt a complete streets
5 policy that requires the implementation of certain complete streets design features
6 for certain facilities under certain circumstances; specifying the requirements of a
7 complete streets policy; exempting ~~the Authority and~~ certain modal administrations
8 of the Department from adopting certain facets of a complete streets policy under
9 certain circumstances; defining certain terms; and generally relating to the adoption
10 of a complete streets policy by ~~the Authority and~~ certain modal administrations of
11 the Department.

12 BY adding to

13 Article – Transportation

14 Section 2–112, ~~4–408~~, 5–408.1, 7–309, and 8–204.1

EXPLANATION: CAPITALS INDICATE MATTER ADDED TO EXISTING LAW.

[Brackets] indicate matter deleted from existing law.

Underlining indicates amendments to bill.

~~Strike out~~ indicates matter stricken from the bill by amendment or deleted from the law by amendment.

Italics indicate opposite chamber/conference committee amendments.



1 Annotated Code of Maryland
2 (2015 Replacement Volume and 2017 Supplement)

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

5 **Article – Transportation**

6 **2–112.**

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

9 (2) (I) “COMPLETE STREETS DESIGN FEATURES” MEANS DESIGN
10 FEATURES THAT ACCOMMODATE AND FACILITATE SAFE AND CONVENIENT ACCESS
11 AND MOBILITY TO FACILITIES BY ALL USERS, INCLUDING BICYCLISTS, MOTORISTS,
12 PEDESTRIANS, AND PUBLIC TRANSPORTATION USERS.

13 (II) “COMPLETE STREETS DESIGN FEATURES” INCLUDES:

14 1. PAVED SHOULDERS SUITABLE FOR USE BY
15 BICYCLISTS;

16 2. PROTECTED BICYCLE LANES;

17 3. SHARE THE ROAD SIGNAGE;

18 4. CROSSWALKS;

19 5. PEDESTRIAN CONTROL SIGNALS;

20 6. BUS ACCESS AND SAFETY MEASURES;

21 7. SIDEWALKS; ~~AND~~

22 8. SHARED USE PATHWAYS; AND

23 9. GREEN STORMWATER INFRASTRUCTURE.

24 (3) “COMPLETE STREETS POLICY” MEANS A POLICY THAT ~~REQUIRES~~
25 PROVIDES INFORMATION FOR THE IMPLEMENTATION OF COMPLETE STREETS
26 DESIGN FEATURES DURING THE PLANNING, DESIGN, CONSTRUCTION, AND
27 RECONSTRUCTION OF A FACILITY.

28 (4) “FACILITY” MEANS:

1 (I) AN AIRPORT FACILITY, AS DEFINED IN § 5-101 OF THIS
2 ARTICLE, THAT IS OWNED OR OPERATED BY THE STATE;

3 (II) A STATE HIGHWAY, AS DEFINED IN § 8-101 OF THIS
4 ARTICLE; AND

5 (III) A TRANSIT FACILITY, AS DEFINED IN § 7-101 OF THIS
6 ARTICLE; ~~AND~~

7 (IV) ~~A TRANSPORTATION FACILITIES PROJECT, AS DEFINED IN §~~
8 ~~4-101 OF THIS ARTICLE.~~

9 (5) “GREEN STORMWATER INFRASTRUCTURE” MEANS
10 INFRASTRUCTURE IMPLEMENTED USING BEST MANAGEMENT PRACTICES THAT
11 REDUCE THE VOLUME OF STORMWATER RUNOFF THROUGH INFILTRATION,
12 EVAPOTRANSPIRATION, THE BENEFICIAL REUSE OF WATER, OR ANY OTHER
13 EFFECTIVE METHOD.

14 (B) THIS SECTION APPLIES TO A FACILITY IN:

15 (1) THE MARYLAND AVIATION ADMINISTRATION, AS REQUIRED
16 UNDER § 5-408.1 OF THIS ARTICLE;

17 (2) ~~THE MARYLAND TRANSPORTATION AUTHORITY, AS REQUIRED~~
18 ~~UNDER § 4-408 OF THIS ARTICLE;~~

19 (3) THE MARYLAND TRANSIT ADMINISTRATION, AS REQUIRED
20 UNDER § 7-309 OF THIS ARTICLE; AND

21 (4) (3) THE STATE HIGHWAY ADMINISTRATION, AS REQUIRED
22 UNDER § 8-204.1 OF THIS ARTICLE.

23 (C) EXCEPT AS PROVIDED IN SUBSECTION (D) OF THIS SECTION, A
24 COMPLETE STREETS POLICY ADOPTED IN ACCORDANCE WITH THIS SECTION SHALL:

25 (1) BE IMPLEMENTED WITH THE OBJECTIVE OF CREATING A
26 COMPREHENSIVE, INTEGRATED, AND CONNECTED TRANSPORTATION NETWORK
27 THAT ALLOWS USERS TO CHOOSE AMONG DIFFERENT MODES OF TRANSPORTATION;

28 (2) ENSURE THAT ALL USERS ARE CONSIDERED DURING THE
29 PLANNING, DESIGN, CONSTRUCTION, AND RECONSTRUCTION PHASES OF A
30 FACILITY;

1 **(3) BENEFIT ALL USERS EQUITABLY, PARTICULARLY TO THE EXTENT**
 2 **FEASIBLE WHILE TAKING INTO CONSIDERATION THE NEEDS OF THE MOST**
 3 **UNDERINVESTED AND UNDERSERVED COMMUNITIES;**

4 **(4) WHEN PRACTICABLE, REQUIRE THE ACCOMMODATION OF OTHER**
 5 **MODES OF TRANSPORTATION;**

6 **(5) RECOGNIZE THAT ALL FACILITIES ARE DIFFERENT AND USER**
 7 **NEEDS SHOULD BE BALANCED TO ENSURE COMMUNITY ENHANCEMENT; AND**

8 **(6) INCORPORATE BEST PRACTICES RELATED TO COMPLETE**
 9 **STREETS DESIGN ~~ELEMENTS~~ FEATURES.**

10 **(D) ~~(1) SUBJECT TO PARAGRAPH (2) OF THIS SUBSECTION, EXCEPTIONS~~**
 11 **EXCEPTIONS TO THE REQUIREMENTS OF THIS SECTION MAY BE ADOPTED ~~ONLY~~**
 12 **WHEN CIRCUMSTANCES OR LAWS EXIST THAT PROHIBIT OR LIMIT THE ABILITY TO**
 13 **PROVIDE FAVORABLE CONDITIONS FOR ALL MODES OF TRANSPORTATION.**

14 **~~(2) THE DIRECTOR OF BICYCLE AND PEDESTRIAN ACCESS SHALL BE~~**
 15 **~~CONSULTED BEFORE THE ADOPTION OF AN EXCEPTION UNDER PARAGRAPH (1) OF~~**
 16 **~~THIS SUBSECTION.~~**

17 **~~4-408.~~**

18 **~~(A) IN THIS SECTION, "COMPLETE STREETS POLICY" HAS THE MEANING~~**
 19 **~~STATED IN § 2-112 OF THIS ARTICLE.~~**

20 **~~(B) THE AUTHORITY SHALL, IN ACCORDANCE WITH § 2-112 OF THIS~~**
 21 **~~ARTICLE, ADOPT A COMPLETE STREETS POLICY FOR TRANSPORTATION FACILITIES~~**
 22 **~~PROJECTS.~~**

23 **~~5-408.1.~~**

24 **(A) IN THIS SECTION, "COMPLETE STREETS POLICY" HAS THE MEANING**
 25 **STATED IN § 2-112 OF THIS ARTICLE.**

26 **(B) THE ADMINISTRATION SHALL, IN ACCORDANCE WITH § 2-112 OF THIS**
 27 **ARTICLE, ADOPT A COMPLETE STREETS POLICY FOR AIRPORT FACILITIES OWNED**
 28 **OR OPERATED BY THE STATE.**

29 **~~7-309.~~**

30 **(A) IN THIS SECTION, "COMPLETE STREETS POLICY" HAS THE MEANING**
 31 **STATED IN § 2-112 OF THIS ARTICLE.**

1 **(B) THE ADMINISTRATION SHALL, IN ACCORDANCE WITH § 2-112 OF THIS**
2 **ARTICLE, ADOPT A COMPLETE STREETS POLICY FOR TRANSIT FACILITIES.**

3 **8-204.1.**

4 **(A) IN THIS SECTION, “COMPLETE STREETS POLICY” HAS THE MEANING**
5 **STATED IN § 2-112 OF THIS ARTICLE.**

6 **(B) THE ADMINISTRATION SHALL, IN ACCORDANCE WITH § 2-112 OF THIS**
7 **ARTICLE, ADOPT A COMPLETE STREETS POLICY FOR STATE HIGHWAYS.**

8 SECTION 2. AND BE IT FURTHER ENACTED, That this Act shall take effect July
9 1, 2018.

Approved:

Governor.

Speaker of the House of Delegates.

President of the Senate.