SENATE BILL 362

By: Senator McCray
Introduced and read first time: January 15, 2021
Assigned to: Budget and Taxation

Committee Report: Favorable with amendments
Senate action: Adopted
Read second time: February 26, 2021

CHAPTER ______

1 AN ACT concerning

2 Transportation – Highway User Revenues – Revenue and Distribution

3 FOR the purpose of altering, beginning in a certain fiscal year, the amounts of certain
capital grants calculated based on highway user revenues that are required to be
appropriated to Baltimore City, counties, and municipalities in certain fiscal years;
making a stylistic change; repealing certain obsolete provisions of law; making
certain conforming changes; and generally relating to revenue for and distributions
of highway user revenues.

9 BY repealing and reenacting, with amendments,
10 Article – Transportation
11 Section 8–402 and 8–403
12 Annotated Code of Maryland
13 (2020 Replacement Volume)

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

Article – Transportation

8–402.

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

Trust Fund.

EXPLANATION: CAPITALS INDICATE MATTER ADDED TO EXISTING LAW.
[Brackets] indicate matter deleted from existing law.
Underlining indicates amendments to bill.
Strikeout indicates matter stricken from the bill by amendment or deleted from the law by
amendment.
(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 Title 13, Subtitle 9, Parts III and IV 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] 80% 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) For fiscal year 2019:

(i) 90.4% of the revenue credited to the Account may be used as provided in § 3–216 of this article; and
(ii) 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 year 2020 and each fiscal year thereafter, revenue credited to the Account shall be used as provided in § 3–216 of this article.

8–403.

(a) [Subject to §§ 3–307 and 3–308 of this article, for fiscal year 2019, from the total highway user revenues:

(1) An amount equal to 7.7% 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% 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% of total highway user revenues.
(b) (1) Subject to [paragraph (3) of this subsection] SUBSECTION (C) (B) OF THIS SECTION, for fiscal years YEAR 2020 through 2024 AND EACH FISCAL YEAR THEREAFTER, capital grants shall be appropriated from the Transportation Trust Fund as provided in § 3–216 of this article based on the following calculations:

[(i)] (1) An amount equal to 8.3% of funds credited to the Gasoline and Motor Vehicle Revenue Account shall be appropriated to Baltimore City;

[(ii)] (2) An amount equal to 3.2% of funds credited to the Gasoline and Motor Vehicle Revenue Account shall be appropriated to the counties to be distributed as provided in § 8–404 of this subtitle; and

[(iii)] (3) An amount equal to 2.0% of funds credited to the Gasoline and Motor Vehicle Revenue Account shall be appropriated to the municipalities to be distributed as provided in § 8–405 of this subtitle.

(2) (B) Subject to [paragraph (3) of this subsection] SUBSECTION (C) OF THIS SECTION, for fiscal year 2025 and each fiscal year thereafter, capital grants shall be appropriated from the Transportation Trust Fund as provided in § 3–216 of this article based on the following calculations:

[(i)] (1) An amount equal to 8.8% of funds credited to the Gasoline and Motor Vehicle Revenue Account shall be appropriated to Baltimore City;

[(ii)] (2) An amount equal to 3.2% of funds credited to the Gasoline and Motor Vehicle Revenue Account shall be appropriated to the counties to be distributed as provided in § 8–404 of this subtitle; and

[(iii)] (3) An amount equal to 2.6% of funds credited to the Gasoline and Motor Vehicle Revenue Account shall be appropriated to the municipalities to be distributed as provided in § 8–405 of this subtitle.

(3) (B) The capital grants made under this subtitle shall be appropriated only if all debt service requirements and departmental operating expenses have been funded and sufficient funds are available to fund the capital program.

SECTION 2. AND BE IT FURTHER ENACTED, That this Act shall take effect July 1, 2021.