

# SENATE BILL 362

R1

1lr1865  
CF HB 649

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By: **Senator McCray**

Introduced and read first time: January 15, 2021

Assigned to: Budget and Taxation

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Committee Report: Favorable with amendments

Senate action: Adopted

Read second time: February 26, 2021

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## 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  
4 capital grants calculated based on highway user revenues that are required to be  
5 appropriated to Baltimore City, counties, and municipalities ~~in certain fiscal years~~;  
6 making a stylistic change; repealing certain obsolete provisions of law; making  
7 certain conforming changes; and generally relating to ~~revenue for and~~ distributions  
8 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:

16 **Article – Transportation**

17 8–402.

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

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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.



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

3 (1) All of the motor vehicle fuel tax;

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

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

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

10 (5) [80 percent] **80%** of the funds distributed on short-term vehicle rentals  
11 under § 2-1302.1 of the Tax – General Article to the Transportation Trust Fund from the  
12 sales and use tax.

13 (c) [(1) For fiscal year 2019:

14 (i) 90.4% of the revenue credited to the Account may be used as  
15 provided in § 3-216 of this article; and

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

19 (2)] For fiscal year 2020 and each fiscal year thereafter, revenue credited to  
20 the Account shall be used as provided in § 3-216 of this article.

21 8-403.

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

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

26 (2) An amount shall be distributed to the counties at the times specified in  
27 § 8-407 of this subtitle, to be allocated as provided in § 8-404 of this subtitle, equal to 1.5%  
28 of total highway user revenues; and

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

1 (b) (1) Subject to [paragraph (3) of this subsection] **SUBSECTION (C) (B) OF**  
 2 **THIS SECTION**, for fiscal years **YEAR 2020 through 2024 AND EACH FISCAL YEAR**  
 3 **THEREAFTER**, capital grants shall be appropriated from the Transportation Trust Fund  
 4 as provided in § 3-216 of this article based on the following calculations:

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

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

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

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

17 ~~[(i) (1) An amount equal to [7.7%] **8.8%** of funds credited to the~~  
 18 ~~Gasoline and Motor Vehicle Revenue Account shall be appropriated to Baltimore City;~~

19 ~~[(ii) (2) An amount equal to [1.5%] **3.2%** of funds credited to the~~  
 20 ~~Gasoline and Motor Vehicle Revenue Account shall be appropriated to the counties to be~~  
 21 ~~distributed as provided in § 8-404 of this subtitle; and~~

22 ~~[(iii) (3) An amount equal to [0.4%] **2.6%** of funds credited to the~~  
 23 ~~Gasoline and Motor Vehicle Revenue Account shall be appropriated to the municipalities~~  
 24 ~~to be distributed as provided in § 8-405 of this subtitle.~~

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

28 SECTION 2. AND BE IT FURTHER ENACTED, That this Act shall take effect July  
 29 1, 2021.