

# SENATE BILL 19

R2  
SB 23/22 – FIN

(PRE-FILED)

3lr0394  
CF HB 9

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By: **Senator Carter**

Requested: September 13, 2022

Introduced and read first time: January 11, 2023

Assigned to: Finance

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Committee Report: Favorable with amendments

Senate action: Adopted

Read second time: March 11, 2023

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## CHAPTER \_\_\_\_\_

1 AN ACT concerning

2 **Equity in Transportation Sector – Guidelines and Analyses**

3 FOR the purpose of requiring that equity be considered when certain State transportation  
4 plans, reports, and goals are developed; altering the membership of the advisory  
5 committee on State transportation goals, benchmarks, and indicators; requiring the  
6 Department of Transportation, in collaboration with the Maryland Transit  
7 Administration, to conduct certain analyses and consult with certain communities  
8 before announcing or proposing certain service changes; requiring the  
9 Administration to take certain actions to avoid or minimize certain disparate  
10 impacts or disproportionate burdens; requiring the Administration to compile a  
11 report on the impacts of a proposed service change after holding a public hearing on  
12 the proposed service change; requiring the Department, in collaboration with the  
13 Administration, to conduct certain analyses and consult with certain communities  
14 before announcing any reduction or cancellation of a capital expansion project in the  
15 construction program of the Consolidated Transportation Program; requiring the  
16 Administration to compile a report on the impacts of a proposed reduction or  
17 cancellation of a capital expansion project in the construction program of the  
18 Consolidated Transportation Program; and generally relating to equity in  
19 transportation.

20 BY repealing and reenacting, with amendments,  
21 Article – Transportation  
22 Section 2–103.1(d), (h), and (j) and 7–101  
23 Annotated Code of Maryland

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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 (2020 Replacement Volume and 2022 Supplement)

2 BY repealing and reenacting, without amendments,  
 3 Article – Transportation  
 4 Section 2–103.1(g) and (i)  
 5 Annotated Code of Maryland  
 6 (2020 Replacement Volume and 2022 Supplement)

7 BY adding to  
 8 Article – Transportation  
 9 Section 7–714 through 7–716  
 10 Annotated Code of Maryland  
 11 (2020 Replacement Volume and 2022 Supplement)

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

14 **Article – Transportation**

15 2–103.1.

16 (d) (1) The Maryland Transportation Plan shall:

17 [(1)] (I) Except as otherwise provided, be revised every 5 years through  
 18 an inclusive public participation process;

19 [(2)] (II) Include a 20–year forecast of State transportation needs, based  
 20 on the financial resources anticipated to be available to the Department during that  
 21 20–year period;

22 [(3)] (III) Be expressed in terms of the State transportation goals and  
 23 measures; and

24 [(4)] (IV) Include a summary of the types of projects and programs that are  
 25 proposed to accomplish the State transportation goals and measures, using a multi–modal  
 26 approach when feasible.

27 (2) **BEGINNING WITH THE 2045 MARYLAND TRANSPORTATION PLAN,**  
 28 **THE DEPARTMENT SHALL CONSIDER WAYS TO ACHIEVE EQUITY IN THE**  
 29 **TRANSPORTATION SECTOR WHEN DEVELOPING THE STATE TRANSPORTATION**  
 30 **GOALS.**

31 (g) Beginning with the year 2002 State Report on Transportation and continuing  
 32 thereafter, before the General Assembly considers the proposed Maryland Transportation  
 33 Plan and the proposed Consolidated Transportation Program, the Department shall submit  
 34 an annual report on the attainment of State transportation goals and benchmarks for the

1 approved and proposed Maryland Transportation Plan and the approved and proposed  
2 Consolidated Transportation Program to the Governor and, subject to § 2–1257 of the State  
3 Government Article, to the General Assembly.

4 (h) (1) The report required under subsection (g) of this section shall include:

5 (i) The establishment of certain measurable performance indicators  
6 or benchmarks, in priority funding areas at a minimum, designed to quantify the State  
7 transportation goals and measures specified in the Maryland Transportation Plan and §  
8 2–103.7 of this subtitle; and

9 (ii) The degree to which the projects and programs contained in the  
10 approved Maryland Transportation Plan and Consolidated Transportation Program attain  
11 those goals and benchmarks as measured by the performance indicators or benchmarks.

12 (2) The Department shall include in its report measurable long–term goals,  
13 and intermediate benchmarks of progress toward the attainment of the long–term goals,  
14 for the following measurable transportation indicators:

15 (i) An increase in the share of total person trips for each of transit,  
16 high occupancy auto, pedestrian, and bicycle modes of travel;

17 (ii) A decrease in indicators of traffic congestion as determined by  
18 the Department; and

19 (iii) Any other performance goals established by the Department for  
20 reducing automobile traffic and increasing the use of nonautomobile traffic.

21 (3) (I) BEGINNING WITH THE 2024 ATTAINMENT REPORT ON  
22 TRANSPORTATION SYSTEM PERFORMANCE, THE ADVISORY COMMITTEE ADVISING  
23 THE DEPARTMENT ON STATE TRANSPORTATION GOALS, BENCHMARKS, AND  
24 INDICATORS SHALL RECOMMEND MEASURABLE TRANSPORTATION INDICATORS  
25 THAT CAN BE EVALUATED FOR:

26 ~~1. RACIAL AND ETHNIC DISPARITIES; AND~~

27 ~~2. TO THE EXTENT DATA IS AVAILABLE, IMPACTS ON~~  
28 ~~PERSONS WITH DISABILITIES RACIAL, DISABILITY, ETHNIC, AND LOW-INCOME~~  
29 ~~DISPARITIES BASED ON AVAILABLE SOURCES OR INFORMATION.~~

30 (II) THE DEPARTMENT SHALL EVALUATE THE INDICATORS  
31 RECOMMENDED UNDER SUBPARAGRAPH (I) OF THIS PARAGRAPH TO IDENTIFY ANY:

32 ~~1. RACIAL AND ETHNIC DISPARITIES; AND~~

1 ~~2. TO THE EXTENT DATA IS AVAILABLE, IMPACTS ON~~  
 2 ~~PERSONS WITH DISABILITIES RACIAL, DISABILITY, ETHNIC, OR LOW-INCOME~~  
 3 ~~DISPARITIES.~~

4 [(3)] (4) The performance indicators or benchmarks described in this  
 5 subsection shall acknowledge the difference between urban and rural transportation needs.

6 (i) The Smart Growth Subcabinet, established under Title 9, Subtitle 14 of the  
 7 State Government Article, shall conduct an annual review of the State transportation goals,  
 8 benchmarks, and indicators.

9 (j) (1) An advisory committee shall be assembled to advise the Department on  
 10 the State transportation goals, benchmarks, and indicators under subsection (h) of this  
 11 section.

12 (2) Membership of the advisory committee shall include but is not limited  
 13 to the following members appointed by the Governor:

14 (i) A representative of the Maryland business community;

15 (ii) A representative of the disabled citizens community;

16 (iii) A representative of rural interests;

17 (iv) A representative of an auto users group;

18 (v) A representative of a transit users group;

19 (vi) A representative of the goods movement industry;

20 (vii) A nationally recognized expert on transportation demand  
 21 management;

22 (viii) A nationally recognized expert on pedestrian and bicycle  
 23 transportation;

24 (ix) A nationally recognized expert on transportation performance  
 25 measurement;

26 (x) A representative of an environmental advocacy organization;

27 (xi) A representative from the Maryland Department of Planning;

28 (xii) A representative of the Maryland Association of Counties; [and]

29 (xiii) A representative of the Maryland Municipal League;

1                   (XIV) A REPRESENTATIVE OF THE MARYLAND STATE  
2 CONFERENCE OF THE NATIONAL ASSOCIATION FOR THE ADVANCEMENT OF  
3 COLORED PEOPLE; ~~AND~~

4                   (XV) A REPRESENTATIVE OF A TRANSPORTATION LABOR  
5 ORGANIZATION, DESIGNATED BY THE MARYLAND STATE AND DISTRICT OF  
6 COLUMBIA AFL-CIO; AND

7                   (XVI) A REPRESENTATIVE OF THE TRANSPORTATION  
8 CONSTRUCTION INDUSTRY.

9           (3) The Governor shall appoint the chairman of the advisory committee.

10           (4) The advisory committee shall meet at least four times during the  
11 process of developing the Maryland Transportation Plan to provide advice to the  
12 Department on meeting the requirements of this subsection.

13           (5) The Department and the advisory committee shall consider the  
14 following:

15                   (i) Transportation and population trends and their impact on the  
16 State's transportation system and priority funding areas;

17                   (ii) Past and present State funding devoted to the various  
18 transportation modes and demand management;

19                   (iii) The full range of unmet transportation needs in priority funding  
20 areas;

21                   (iv) The full range of transportation measures and facilities  
22 available, and their role, effectiveness, and cost effectiveness in providing travel choices  
23 and reducing congestion;

24                   (v) A review of transportation performance indicators and their use  
25 in other states;

26                   (vi) A review of the coordination of State transportation investments  
27 with local growth plans for priority funding areas;

28                   (vii) The types of investments needed and their levels of funding for  
29 supporting the State transportation goals and measures established under § 2-103.7 of this  
30 subtitle;

31                   (viii) The impact of transportation investment on:

- 1                                   1.     The environment;
- 2                                   2.     Environmental justice as defined in § 1–701 of the  
3 Environment Article;
- 4                                   3.     Communities; [and]
- 5                                   4.     Economic development; [and]
- 6                                   5.     **RACIAL EQUITY; AND**
- 7                                   6.     ~~TO THE EXTENT DATA IS AVAILABLE, PERSONS~~  
8 **PERSONS WITH DISABILITIES, INCLUDING SERVICE ACCESSIBILITY; AND**

9                                   (ix)   The Climate Action Plan goals required by the Greenhouse Gas  
10 Emissions Reduction Act of 2009 under § 2–1205(b) of the Environment Article.  
11 7–101.

12           (a)   In this title the following words have the meanings indicated.

13           (b)   “Administration” means the Maryland Transit Administration.

14           (c)   “Administrator” means the Maryland Transit Administrator.

15           **(D) “DISPARATE IMPACT” MEANS A FACIALLY NEUTRAL POLICY OR**  
16 **PRACTICE THAT DISPROPORTIONATELY AFFECTS MEMBERS OF A GROUP**  
17 **IDENTIFIED BY RACE, COLOR, DISABILITY, OR NATIONAL ORIGIN, WHERE THE**  
18 **RECIPIENT’S POLICY OR PRACTICE LACKS A SUBSTANTIAL LEGITIMATE**  
19 **JUSTIFICATION AND WHERE THERE EXIST ONE OR MORE ALTERNATIVES THAT**  
20 **WOULD SERVE THE SAME LEGITIMATE OBJECTIVES BUT WITH LESS**  
21 **DISPROPORTIONATE EFFECT ON THE BASIS OF RACE, COLOR, OR NATIONAL ORIGIN.**

22           **(E) “DISPROPORTIONATE BURDEN” MEANS A FACIALLY NEUTRAL POLICY**  
23 **OR PRACTICE THAT DISPROPORTIONATELY AFFECTS LOW-INCOME POPULATIONS**  
24 **MORE THAN NON-LOW-INCOME POPULATIONS AND, ON A FINDING OF**  
25 **DISPROPORTIONATE BURDEN, REQUIRES THE RECIPIENT TO EVALUATE**  
26 **ALTERNATIVES AND MITIGATE BURDENS WHERE PRACTICABLE.**

27           **[(d)] (F)**   “District” means:

28                   (1)   The Metropolitan Transit District, consisting of Baltimore City,  
29 Baltimore County, Anne Arundel County, and other areas as designated by the Secretary  
30 after consultation and coordination with the affected jurisdiction and subject to the  
31 provisions of the Washington Metropolitan Transit Authority Compact; and

1           (2) Any area in which railroad service is performed under contract with the  
2 Administration or in which railroad facilities are owned by the Administration.

3           [(e)] (G) “Excursion train” means any special event train sponsored or  
4 contracted for in connection with the promotion of a public event benefiting the State and  
5 its citizens.

6           [(f)] (H) “Light rail transit” means rail transit which is electrically powered and  
7 can operate in mixed traffic with automobiles.

8           [(g)] (I) “Private carrier” means any person that renders transit service within  
9 the District under an operating permit or license issued by an agency of this State  
10 exercising regulatory jurisdiction over transportation of passengers within this State and  
11 over persons engaged in that business.

12           [(h)] (J) “Proof of fare payment” means evidence of fare prepayment authorized  
13 by the Administration for the use of transit service.

14           [(i)] (K) “Railroad company” means any entity engaged in the providing of  
15 railroad service under this title.

16           [(j)] (L) (1) “Railroad facility” means any facility used in providing railroad  
17 services, and includes any one or more or combination of:

18                   (i) Switches, spurs, tracks, structures, terminals, yards, real  
19 property, and other facilities useful or designed for use in connection with the  
20 transportation of persons or goods by rail; and

21                   (ii) All other appurtenances, including locomotives, cars, vehicles,  
22 and other instrumentalities of shipment or carriage, useful or designed for use in  
23 connection with the transportation of persons or goods by rail.

24           (2) “Railroad facility” does not include any transit facility.

25           [(k)] (M) “Railroad service” means any service utilizing rail or railroad facilities  
26 performed by any common carrier operating under the jurisdiction of the State or federal  
27 government as a common carrier and includes any such service performed by the National  
28 Railroad Passenger Corporation.

29           [(l)] (N) “Transit facility” includes any one or more or combination of tracks,  
30 rights-of-way, bridges, tunnels, subways, rolling stock, stations, terminals, ports, parking  
31 areas, equipment, fixtures, buildings, structures, other real or personal property, and  
32 services incidental to or useful or designed for use in connection with the rendering of  
33 transit service by any means, including rail, bus, motor vehicle, or other mode of  
34 transportation, but does not include any railroad facility.

1            **[(m)] (O)**    “Transit-oriented development” means a mix of private or public  
2 parking facilities, commercial and residential structures, and uses, improvements, and  
3 facilities customarily appurtenant to such facilities and uses, that:

4            (1)    Is part of a deliberate development plan or strategy involving:

5                    (i)    Property that is adjacent to the passenger boarding and alighting  
6 location of a planned or existing transit station; or

7                    (ii)   Property, any part of which is located within one-half mile of the  
8 passenger boarding and alighting location of a planned or existing transit station;

9            (2)    Is planned to maximize the use of transit, walking, and bicycling by  
10 residents and employees; and

11           (3)    Is designated as a transit-oriented development by:

12                    (i)    The Secretary, after considering a recommendation of the Smart  
13 Growth Subcabinet established under § 9–1406 of the State Government Article; and

14                    (ii)   The local government or multicounty agency with land use and  
15 planning responsibility for the relevant area.

16           **[(n)] (P)**    (1)    “Transit service” means the transportation of persons and their  
17 packages and baggage and of newspapers, express, and mail in regular route, special, or  
18 charter service by means of transit facilities between points within the District.

19           (2)    “Transit service” does not include any:

20                    (i)    Vanpool operation; or

21                    (ii)   Railroad service.

22           **[(o)] (Q)**    (1)    “Transit station” means any facility, the primary function of  
23 which relates to the boarding and alighting of passengers from transit vehicles.

24           (2)    “Transit station” includes platforms, shelters, passenger waiting  
25 facilities, parking areas, access roadways, and other real property used to facilitate  
26 passenger access to transit service or railroad service.

27           **[(p)] (R)**    “Transit vehicle” means a mobile device used in rendering transit  
28 service.

29    **7–714.**



1 THE ADMINISTRATION SHALL DEVELOP TRANSIT EQUITY ANALYSIS POLICIES  
 2 AND GUIDELINES, INCLUDING THRESHOLDS FOR WHEN A REDUCTION OR  
 3 CANCELLATION OF A CAPITAL EXPANSION PROJECT IN THE CONSTRUCTION  
 4 PROGRAM OF THE CONSOLIDATED TRANSPORTATION PROGRAM REQUIRES  
 5 ANALYSIS.

6 SECTION 2. AND BE IT FURTHER ENACTED, That the Laws of Maryland read  
 7 as follows:

8 **Article – Transportation**

9 **7-715.**

10 (A) BEFORE ANNOUNCING ANY SERVICE CHANGE THAT WOULD  
 11 CONSTITUTE A MAJOR SERVICE CHANGE UNDER THE FEDERAL TRANSIT  
 12 ADMINISTRATION’S TITLE VI REQUIREMENTS AND GUIDELINES FOR FEDERAL  
 13 TRANSIT ADMINISTRATION RECIPIENTS, THE DEPARTMENT, IN COLLABORATION  
 14 WITH THE ADMINISTRATION, SHALL:

15 (1) CONDUCT A TRANSIT EQUITY ANALYSIS IN ACCORDANCE WITH  
 16 THE FEDERAL AMERICANS WITH DISABILITIES ACT AMENDMENTS ACT AND THE  
 17 FEDERAL REHABILITATION ACT OF 1973 AS AMENDED TO DETERMINE WHETHER  
 18 THE CHANGE WILL CREATE A DISPARATE IMPACT ON PERSONS WITH DISABILITIES;

19 (2) CONDUCT A TRANSIT EQUITY ANALYSIS IN ACCORDANCE WITH  
 20 THE TITLE VI REQUIREMENTS AND GUIDELINES FOR FEDERAL TRANSIT  
 21 ADMINISTRATION RECIPIENTS TO DETERMINE WHETHER THE CHANGE WILL  
 22 CREATE A DISPARATE IMPACT OR A DISPROPORTIONATE BURDEN;

23 ~~(2)~~ (3) PERFORM A COST-BENEFIT ANALYSIS, INCLUDING AN  
 24 ANALYSIS OF IMPACTS ON:

25 (I) ECONOMIC DEVELOPMENT;

26 (II) EMPLOYMENT;

27 (III) EDUCATION;

28 (IV) HEALTH; AND

29 (V) ENVIRONMENTAL JUSTICE; AND

30 ~~(3)~~ (4) CONSULT WITH MEMBERS AND LEADERS OF AFFECTED  
 31 COMMUNITIES, INCLUDING THROUGH COMMUNITY OUTREACH TO:

- 1           **(I) RACIAL MINORITY COMMUNITIES;**  
2           **(II) LOW-INCOME COMMUNITIES;**  
3           **(III) DISABLED RIDERS;**  
4           **(IV) RIDERS WITH LIMITED ENGLISH PROFICIENCY;**  
5           **(V) TRANSIT-RELIANT RIDERS; AND**  
6           **(VI) SENIOR RIDERS.**

7           **(B) (1) IF A TRANSIT EQUITY ANALYSIS REVEALS DISPARATE IMPACT OR**  
8 **DISPROPORTIONATE BURDEN, THE ADMINISTRATION SHALL:**

9                   **(I) DEVELOP ALTERNATIVES THAT WOULD MEET THE GOALS**  
10 **OF THE PROPOSED SERVICE CHANGE; AND**

11                   **(II) CONDUCT A TRANSIT EQUITY ANALYSIS ON THE**  
12 **ALTERNATIVES.**

13           **(2) IF A DISPARATE IMPACT CAN BE AVOIDED THROUGH USE OF ONE**  
14 **OF THE ALTERNATIVES ANALYZED, THE ADMINISTRATION SHALL PROCEED WITH**  
15 **THAT ALTERNATIVE AS THE PRIMARY PROPOSED SERVICE CHANGE.**

16           **(3) IF THERE IS NO ALTERNATIVE THAT WOULD AVOID A DISPARATE**  
17 **IMPACT OR DISPROPORTIONATE BURDEN, THE ADMINISTRATION:**

18                   **(I) MAY NOT IMPLEMENT THE PROPOSED SERVICE CHANGE**  
19 **UNLESS A SUBSTANTIAL JUSTIFICATION EXISTS THAT NECESSITATES THE CHANGE;**  
20 **AND**

21                   **(II) SHALL IMPLEMENT THE ALTERNATIVE THAT CAUSES THE**  
22 **LEAST DISPARATE IMPACT OR DISPROPORTIONATE BURDEN.**

23           **(C) BEFORE HOLDING A PUBLIC HEARING ON A PROPOSED SERVICE**  
24 **CHANGE, THE ADMINISTRATION SHALL PUBLISH ON THE ADMINISTRATION'S**  
25 **WEBSITE, FOR THE ROUTES OR LINES IMPACTED BY THE SERVICE CHANGE, AN**  
26 **EVALUATION ON THE DEMOGRAPHICS OF:**

27                   **(1) THE RIDERS OF THE ROUTES OR LINES; AND**

28                   **(2) THE SERVICE AREA.**

1           **(D) (1) AFTER COMPLETING THE PUBLIC HEARINGS, THE**  
2 **ADMINISTRATION SHALL:**

3                   **(I) PUBLISH THE TRANSIT EQUITY ANALYSIS AND**  
4 **COST-BENEFIT ANALYSIS ON THE ADMINISTRATION'S WEBSITE; AND**

5                   **(II) COMPILE A REPORT ON THE IMPACTS OF THE PROPOSED**  
6 **SERVICE CHANGE.**

7           **(2) THE REPORT SHALL INCLUDE:**

8                   **(I) THE TRANSIT EQUITY ANALYSIS;**

9                   **(II) THE COST-BENEFIT ANALYSIS;**

10                   **(III) A COMMUNITY OUTREACH REPORT;**

11                   **(IV) ANY ALTERNATIVES ANALYZED; AND**

12                   **(V) IF APPLICABLE, THE FINAL ALTERNATIVE SELECTED.**

13           **(3) IF A DISPARATE IMPACT OR DISPROPORTIONATE BURDEN EXISTS**  
14 **IN THE FINAL ALTERNATIVE SELECTED, THE REPORT SHALL INCLUDE A**  
15 **SUBSTANTIAL JUSTIFICATION STATEMENT.**

16           **(4) THE REPORT SHALL BE:**

17                   **(I) MADE AVAILABLE TO THE PUBLIC ON THE**  
18 **ADMINISTRATION'S WEBSITE, WITH A VISIBLE LINK FROM THE PRIMARY**  
19 **INFORMATION PAGE RELATING TO THE PROPOSED SERVICE CHANGE; AND**

20                   **(II) DISTRIBUTED TO:**

21                           **1. THE MEMBERS OF THE BOARD OF PUBLIC WORKS;**

22                           **2. THE ATTORNEY GENERAL;**

23                           **3. THE SECRETARY OF TRANSPORTATION;**

24                           **4. ANY ELECTED OFFICIALS WHOSE DISTRICTS WOULD**  
25 **BE IMPACTED BY THE PROPOSED SERVICE CHANGE;**

26                           **5. ANY COMMUNITY LEADERS CONSULTED DURING THE**  
27 **COMMUNITY OUTREACH PROCESS; AND**

1                                   **6. IN ACCORDANCE WITH § 2-1257 OF THE STATE**  
 2 **GOVERNMENT ARTICLE:**

3                                   **A. THE PRESIDENT OF THE SENATE;**

4                                   **B. THE SPEAKER OF THE HOUSE;**

5                                   **C. THE SENATE FINANCE COMMITTEE; AND**

6                                   **D. THE HOUSE ENVIRONMENT AND TRANSPORTATION**  
 7 **COMMITTEE.**

8 **7-716.**

9           **(A) BEFORE ANNOUNCING ANY REDUCTION OR CANCELLATION OF A**  
 10 **CAPITAL EXPANSION PROJECT IN THE CONSTRUCTION PROGRAM OF THE**  
 11 **CONSOLIDATED TRANSPORTATION PROGRAM THAT EXCEEDS THE THRESHOLDS**  
 12 **DEVELOPED BY THE ADMINISTRATION, THE DEPARTMENT, IN COLLABORATION**  
 13 **WITH THE ADMINISTRATION, SHALL:**

14                   **(1) CONDUCT A TRANSIT EQUITY ANALYSIS IN ACCORDANCE WITH**  
 15 **THE FEDERAL AMERICANS WITH DISABILITIES ACT AMENDMENTS ACT AND THE**  
 16 **FEDERAL REHABILITATION ACT OF 1973 AS AMENDED TO DETERMINE WHETHER**  
 17 **THE CHANGE WILL CREATE A DISPARATE IMPACT ON PERSONS WITH DISABILITIES;**

18                   **(2) CONDUCT A TRANSIT EQUITY ANALYSIS IN ACCORDANCE WITH**  
 19 **THE TITLE VI REQUIREMENTS AND GUIDELINES FOR FEDERAL TRANSIT**  
 20 **ADMINISTRATION RECIPIENTS AND THE GUIDELINES DEVELOPED BY THE**  
 21 **ADMINISTRATION TO DETERMINE WHETHER THE REDUCTION OR CANCELLATION**  
 22 **WILL CREATE A DISPARATE IMPACT OR A DISPROPORTIONATE BURDEN;**

23                   ~~(2)~~ **(3) PERFORM A COST-BENEFIT ANALYSIS, INCLUDING AN**  
 24 **ANALYSIS OF IMPACTS ON:**

25                                   **(I) ECONOMIC DEVELOPMENT;**

26                                   **(II) EMPLOYMENT;**

27                                   **(III) EDUCATION; AND**

28                                   **(IV) HEALTH; AND**

29                   ~~(3)~~ **(4) CONSULT WITH MEMBERS AND LEADERS OF AFFECTED**  
 30 **COMMUNITIES, INCLUDING THROUGH COMMUNITY OUTREACH TO:**

- 1 (I) RACIAL MINORITY COMMUNITIES;
- 2 (II) LOW-INCOME COMMUNITIES;
- 3 (III) DISABLED RIDERS;
- 4 (IV) RIDERS WITH LIMITED ENGLISH PROFICIENCY;
- 5 (V) TRANSIT-RELIANT RIDERS; AND
- 6 (VI) SENIOR RIDERS.

7 (B) (1) AFTER COMPLETING THE REQUIREMENTS UNDER SUBSECTION  
8 (A) OF THIS SECTION, THE ADMINISTRATION SHALL COMPILE A REPORT ON THE  
9 IMPACTS OF THE PROPOSED REDUCTION OR CANCELLATION OF A CAPITAL  
10 EXPANSION PROJECT IN THE CONSTRUCTION PROGRAM OF THE CONSOLIDATED  
11 TRANSPORTATION PROGRAM.

12 (2) THE REPORT SHALL INCLUDE:

- 13 (I) THE TRANSIT EQUITY ANALYSIS;
- 14 (II) THE COST-BENEFIT ANALYSIS; AND
- 15 (III) A COMMUNITY OUTREACH REPORT.

16 (3) THE REPORT SHALL BE:

17 (I) MADE AVAILABLE TO THE PUBLIC ON THE  
18 ADMINISTRATION'S WEBSITE, WITH A VISIBLE LINK FROM THE PRIMARY  
19 INFORMATION PAGE RELATING TO THE PROPOSED REDUCTION OR CANCELLATION;  
20 AND

21 (II) DISTRIBUTED TO:

- 22 1. THE MEMBERS OF THE BOARD OF PUBLIC WORKS;
- 23 2. THE ATTORNEY GENERAL;
- 24 3. THE SECRETARY OF TRANSPORTATION;
- 25 4. ANY ELECTED OFFICIALS WHOSE DISTRICTS WOULD  
26 BE IMPACTED BY THE PROPOSED SERVICE CHANGE;

1                                   **5. ANY COMMUNITY LEADERS CONSULTED DURING THE**  
2 **COMMUNITY OUTREACH PROCESS; AND**

3                                   **6. IN ACCORDANCE WITH § 2-1257 OF THE STATE**  
4 **GOVERNMENT ARTICLE:**

5                                   **A. THE PRESIDENT OF THE SENATE;**

6                                   **B. THE SPEAKER OF THE HOUSE;**

7                                   **C. THE SENATE FINANCE COMMITTEE; AND**

8                                   **D. THE HOUSE ENVIRONMENT AND TRANSPORTATION**  
9 **COMMITTEE.**

10           SECTION 3. AND BE IT FURTHER ENACTED, That Section 2 of this Act shall take  
11 effect July 1, 2024.

12           SECTION 4. AND BE IT FURTHER ENACTED, That, except as provided in Section  
13 3 of this Act, this Act shall take effect October 1, 2023.

Approved:

\_\_\_\_\_  
Governor.

\_\_\_\_\_  
President of the Senate.

\_\_\_\_\_  
Speaker of the House of Delegates.