

# HOUSE BILL 669

R1, L6

6lr1631  
CF 6lr3676

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By: ~~Delegate Pruski~~ Delegates Pruski, Behler, Grammer, Guyton, Healey, and Lewis

Introduced and read first time: February 2, 2026

Assigned to: Environment and Transportation

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Committee Report: Favorable with amendments

House action: Adopted

Read second time: March 18, 2026

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

1 AN ACT concerning

2 ~~Political Subdivisions – Third-Party Road Improvements – Satisfactory~~  
3 ~~Completion~~

4 State Highway Administration – Third-Party Road Improvements – Required  
5 Work Schedule

6 FOR the purpose of ~~prohibiting a political subdivision from issuing a use and occupancy~~  
7 ~~permit to the holder of a permit to complete certain improvements on certain State~~  
8 ~~roads until the improvement is completed to the satisfaction of the State Highway~~  
9 ~~Administration and the political subdivision; authorizing the State Highway~~  
10 Administration to require certain nongovernmental applicants for certain permits to  
11 submit a schedule for the work to be performed under the permit; requiring a person  
12 issued a certain permit to perform the permitted work in accordance with a certain  
13 work schedule; authorizing the Administration to revoke a certain permit under  
14 certain circumstances; providing that certain permit holders and its sureties are  
15 liable for certain damages; and generally relating to State road improvements.

16 BY repealing and reenacting, without amendments,

17 Article – Transportation

18 Section 8–646(a)

19 Annotated Code of Maryland

20 (2020 Replacement Volume and 2025 Supplement)

21 BY repealing and reenacting, with amendments,

22 Article – Transportation

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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 Section 8–646(b)  
2 Annotated Code of Maryland  
3 (2020 Replacement Volume and 2025 Supplement)

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

6 **Article – Transportation**

7 8–646.

8 (a) Except as permitted by this section or in accordance with a permit obtained  
9 from the Administration, a person may not:

- 10 (1) Make an opening in any State highway;
- 11 (2) Place any structure on any State highway;
- 12 (3) Change or renew any structure placed on any State highway;
- 13 (4) Dig up any State highway for any purpose, including the placement of  
14 pipes, sewers, poles, wires, or rails;
- 15 (5) Plant or remove any tree on any State highway; or
- 16 (6) Place any obstruction or improvement on any State highway.

17 (b) (1) The Administration may issue a permit for work otherwise prohibited  
18 by subsection (a) of this section.

19 (2) Work done under the permit shall be performed to the satisfaction of  
20 the Administration and under its supervision.

21 (3) If the work done under the permit will be performed within 1 mile of  
22 Washington Metropolitan Area Transit Authority rail or bus rapid transit stations or  
23 Maryland Transit Administration rail or bus rapid transit stations, including Maryland  
24 Area Regional Commuter (MARC) stations, the person to whom the permit is issued or by  
25 whom the work is done shall maintain a safe alternative pedestrian path at the work site  
26 in accordance with regulations adopted under this section.

27 (4) The person to whom the permit is issued or by whom the work is done  
28 shall pay the cost of replacing the highway in as good a condition as before the work was  
29 done.

30 (5) (i) The Administration shall require a nongovernment applicant for  
31 a permit issued under this subsection who is a developer to submit a performance bond,  
32 letter of credit, or other surety acceptable to the Administration.

1 (ii) The Administration shall require a nongovernment applicant for  
 2 a permit issued under this subsection to submit a payment bond, letter of credit, or other  
 3 surety acceptable to the Administration if:

- 4 1. The amount of the improvement is estimated to exceed  
 5 \$100,000;
- 6 2. The project is financed, in whole or in part, by private  
 7 funds; and
- 8 3. The entire improvement is located outside the applicant's  
 9 property.

10 ~~(6) A POLITICAL SUBDIVISION MAY NOT ISSUE A USE AND OCCUPANCY~~  
 11 ~~PERMIT TO A NONGOVERNMENT HOLDER OF A PERMIT AUTHORIZED UNDER THIS~~  
 12 ~~SECTION WHO IS REQUIRED TO COMPLETE WORK OTHERWISE PROHIBITED BY~~  
 13 ~~SUBSECTION (A) OF THIS SECTION ON A STATE HIGHWAY THAT CARRIES AN~~  
 14 ~~AVERAGE TRAFFIC VOLUME OF MORE THAN 25,000 VEHICLES A DAY UNTIL THE~~  
 15 ~~WORK IS COMPLETED TO THE SATISFACTION OF THE ADMINISTRATION AND THE~~  
 16 ~~POLITICAL SUBDIVISION.~~

17 (6) (I) THE ADMINISTRATION MAY REQUIRE A  
 18 NONGOVERNMENTAL APPLICANT FOR A PERMIT ISSUED UNDER THIS SUBSECTION  
 19 TO SUBMIT, IN A MANNER THAT THE ADMINISTRATION REQUIRES, A SCHEDULE FOR  
 20 THE WORK TO BE PERFORMED UNDER THE PERMIT.

21 (II) A PERSON ISSUED A PERMIT UNDER THIS SUBSECTION WHO  
 22 IS REQUIRED TO SUBMIT A SCHEDULE TO THE ADMINISTRATION UNDER  
 23 SUBPARAGRAPH (I) OF THIS PARAGRAPH:

24 1. SHALL COMPLETE ALL WORK IN ACCORDANCE WITH  
 25 THE SCHEDULE OR ANY EXTENSION THE ADMINISTRATION APPROVES; AND

26 2. IF THE PERSON FAILS TO COMPLETE THE WORK IN  
 27 ACCORDANCE WITH THE SCHEDULE OR ANY EXTENSION THE ADMINISTRATION  
 28 APPROVES, IS:

29 A. SUBJECT TO REVOCATION OF THE PERMIT; AND

30 B. LIABLE, WITH ITS SURETIES, FOR ALL DAMAGES  
 31 SUSTAINED BY THE STATE AS A RESULT OF THE FAILURE, INCLUDING ANY COSTS  
 32 INCURRED BY THE ADMINISTRATION TO COMPLETE THE WORK.

1 (iii) THE ADMINISTRATION SHALL PROVIDE WRITTEN NOTICE  
2 TO A PERSON WHOSE PERMIT IS REVOKED UNDER THIS PARAGRAPH.

3 SECTION 2. AND BE IT FURTHER ENACTED, That this Act shall take effect  
4 October 1, 2026.

Approved:

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Governor.

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Speaker of the House of Delegates.

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President of the Senate.