

# SENATE BILL 277

R2, B5

(8lr1964)

## ENROLLED BILL

— Budget and Taxation/Appropriations and Environment and Transportation —

Introduced by **Senators Feldman, Benson, Currie, Guzzone, Kagan, King, Lee, Madaleno, Manno, Middleton, Muse, Peters, Pinsky, Ramirez, Rosapepe, Smith, Young, and Zucker**

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.

\_\_\_\_\_  
President.

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

1 AN ACT concerning

2 **Maryland ~~Metro~~ Metro/Transit Funding Act**

3 FOR the purpose of ~~establishing the Maryland Metro Dedicated Fund Account in the~~  
4 ~~Transportation Trust Fund~~; repealing a requirement that the Secretary of  
5 Transportation approve certain grants to the Washington Suburban Transit District;  
6 requiring the Secretary, under certain circumstances, to withhold a certain  
7 percentage of certain funds; requiring the Governor to include an appropriation in  
8 the annual State budget of at least a certain amount for the sole purpose of providing  
9 grants to the Washington Suburban Transit District to pay the capital costs of the  
10 Washington Metropolitan Area Transit Authority; providing that the Governor is not  
11 required to make a certain appropriation unless the Washington Metropolitan Area  
12 Transit Authority provides certain information to the Department of Transportation  
13 regarding capital projects; requiring the Governor to withhold or reduce a certain

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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.

*Italics indicate opposite chamber/conference committee amendments.*



1 portion of a certain appropriation under certain circumstances; requiring the  
 2 Governor to release a certain portion of a certain appropriation under certain  
 3 circumstances; requiring a certain appropriation to be made from the Transportation  
 4 Trust Fund; ~~providing that the Maryland Metro Dedicated Fund Account consists of~~  
 5 ~~certain motor vehicle excise tax revenue and certain other funds; requiring the~~  
 6 Governor to include a certain appropriation in the State budget for a certain purpose  
 7 from the Transportation Trust Fund; requiring the Department of Transportation to  
 8 provide an annual grant of at least a certain amount ~~from the Account~~ to the  
 9 Washington Suburban Transit District to pay the capital costs of the Washington  
 10 Metropolitan Area Transit Authority; ~~providing that the Account may be used only~~  
 11 ~~for the purpose of a certain grant to the Washington Suburban Transit District;~~  
 12 providing that a certain grant to the Washington Suburban Transit District is in  
 13 addition to a certain appropriation; ~~altering the distribution of motor vehicle excise~~  
 14 ~~tax revenue;~~ requiring the Governor to include a certain appropriation in the State  
 15 budget from the Transportation Trust Fund to the Maryland Transit  
 16 Administration; requiring the Administration to prepare a Central Maryland  
 17 Regional Transit Plan in consultation with the Central Maryland Regional Transit  
 18 Plan Commission and the Baltimore Metropolitan Council; specifying the contents  
 19 of the Plan; requiring the Plan to include certain details and be maintained and  
 20 updated in a certain manner; establishing the Commission to assist the  
 21 Administration with the preparation of the Plan; requiring the Administration to  
 22 assess the ongoing, unconstrained capital needs of the Administration; specifying  
 23 certain requirements for the assessment; requiring the Administration to submit the  
 24 assessment to certain committees of the General Assembly on or before certain dates;  
 25 providing for the termination of certain provisions of this Act; stating the intent of  
 26 the General Assembly; providing for the application of this Act; requiring the  
 27 Washington Metropolitan Area Transit Authority to undertake a certain study and  
 28 report certain findings to certain entities on or before a certain date; making certain  
 29 provisions of this Act contingent on enactment of certain legislation by the  
 30 Commonwealth of Virginia and the District of Columbia; requiring the Department  
 31 of Transportation to notify the Department of Legislative Services when a certain  
 32 contingency has been met; providing for the application of certain mandated  
 33 appropriations to certain fiscal years; and generally relating to ~~capital~~ funding for  
 34 the Maryland Transit Administration and the Washington Metropolitan Area  
 35 Transit Authority.

36 BY repealing and reenacting, without amendments,

37 Article – Transportation

38 Section 3–216(a), (b), (c)(2)(i), and (d)(1) ~~and 8–402(a) and (b)~~

39 Annotated Code of Maryland

40 (2015 Replacement Volume and 2017 Supplement)

41 BY repealing and reenacting, with amendments,

42 Article – Transportation

43 Section ~~3–216(c)(2)(i)~~ and 10–205

44 Annotated Code of Maryland

45 (2015 Replacement Volume and 2017 Supplement)

1 BY adding to  
 2 Article – Transportation  
 3 Section 7–205, 7–301.1, and 7–309  
 4 Annotated Code of Maryland  
 5 (2015 Replacement Volume and 2017 Supplement)

6 ~~BY repealing and reenacting, without amendments,~~  
 7 ~~Article – Transportation~~  
 8 ~~Section 13–809(b)(1)~~  
 9 ~~Annotated Code of Maryland~~  
 10 ~~(2012 Replacement Volume and 2017 Supplement)~~

11 ~~BY repealing and reenacting, with amendments,~~  
 12 ~~Article – Transportation~~  
 13 ~~Section 13–814~~  
 14 ~~Annotated Code of Maryland~~  
 15 ~~(2012 Replacement Volume and 2017 Supplement)~~

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

18 **Article – Transportation**

19 3–216.

20 (a) There is a Transportation Trust Fund for the Department.

21 (b) Except as otherwise expressly provided by statute, there shall be credited to  
 22 the Transportation Trust Fund for the account of the Department all taxes, fees, charges,  
 23 and revenues collected or received by or paid, appropriated, or credited to the account of  
 24 the Department or any of its units in the exercise of their rights, powers, duties, or  
 25 obligations, including the cash proceeds of the sale of consolidated transportation bonds,  
 26 notes, or other evidences of obligation issued by the Department, any General Fund  
 27 appropriations, and the proceeds of any State loan or federal grant made for transportation  
 28 purposes.

29 (c) (2) (i) The Gasoline and Motor Vehicle Revenue Account, the Driver  
 30 Education Account, ~~and~~ the Motorcycle Safety Program Account, ~~AND THE MARYLAND~~  
 31 ~~METRO DEDICATED FUND ACCOUNT~~ shall be maintained in the Transportation Trust  
 32 Fund.

33 (d) (1) After meeting its debt service requirements, the Department may use  
 34 the funds in the Transportation Trust Fund for any lawful purpose related to the exercise  
 35 of its rights, powers, duties, and obligations.

36 ~~§ 402.~~

1           ~~(a) There is a Gasoline and Motor Vehicle Revenue Account in the Transportation~~  
2 ~~Trust Fund.~~

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

5                   ~~(1) All of the motor vehicle fuel tax;~~

6                   ~~(2) Except as otherwise provided by law, two thirds of the vehicle titling~~  
7 ~~tax;~~

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

10                   ~~(4) The revenue disbursed to this Account under § 2-614 of the Tax~~  
11 ~~General Article; and~~

12                   ~~(5) 80 percent of the funds distributed on short term vehicle rentals under~~  
13 ~~§ 2-1302.1 of the Tax General Article to the Transportation Trust Fund from the sales~~  
14 ~~and use tax.~~

15 10-205.

16           (a) In accordance with and subject to the principle that, if there is substantial  
17 State financial support for the planned rapid rail mass transit system in one metropolitan  
18 area of this State, there should be substantial State financial support for the planned rapid  
19 rail mass transit system in the other metropolitan area of this State, and subject to the  
20 appropriation requirements and budgetary provisions of § 3-216(d) of this article, the  
21 Department shall provide for grants to the Washington Suburban Transit District in an  
22 amount equal to the current expenditures required of the Washington Suburban Transit  
23 District in accordance with capital contributions agreements between the Washington  
24 Metropolitan Area Transit Authority, the Washington Suburban Transit District, and other  
25 participating jurisdictions. The Washington Suburban Transit District shall consult with  
26 the Secretary of Transportation prior to the execution of any capital contributions  
27 agreement. [Expenditures required of the Washington Suburban Transit District for  
28 projects and programs not included in the "Adopted Regional System – 1968" revised as of  
29 January 1, 1992, are only eligible for State funding in accordance with subsection (f) of this  
30 section.]

31           (b) (1) Subject to the appropriation requirements and budgetary provisions of  
32 § 3-216(d) of this article and upon receipt of an approval of a grant application in such form  
33 and detail as the Secretary shall reasonably require, the Department shall provide for  
34 annual grants to the Washington Suburban Transit District for a share of the operating  
35 deficits of the regional transit system for which the District is responsible. "Operating  
36 deficit" means operating costs less:

1 (i) The greater of operating revenues or 50 percent of the operating  
2 costs; and

3 (ii) All federal operating assistance.

4 (2) The Department's share shall equal 100 percent of the operating deficit.

5 **(3) (I) FOR ANY FISCAL YEAR IN WHICH THE TOTAL MARYLAND**  
6 **OPERATING ASSISTANCE PROVIDED IN THE APPROVED WASHINGTON**  
7 **METROPOLITAN AREA TRANSIT AUTHORITY BUDGET INCREASES BY MORE THAN**  
8 **3% OVER THE TOTAL OPERATING ASSISTANCE PROVIDED IN THE PRIOR FISCAL**  
9 **YEAR'S APPROVED WASHINGTON METROPOLITAN AREA TRANSIT AUTHORITY**  
10 **BUDGET, THE SECRETARY SHALL WITHHOLD AN AMOUNT EQUAL TO 35% OF THE**  
11 **FUNDS AVAILABLE UNDER PARAGRAPHS (1) AND (2) OF THIS SUBSECTION.**

12 **(II) FOR PURPOSES OF CALCULATING A BUDGET INCREASE**  
13 **UNDER SUBPARAGRAPH (I) OF THIS PARAGRAPH, THE FOLLOWING ITEMS MAY NOT**  
14 **BE INCLUDED:**

15 **1. THE COST OF ANY SERVICE, EQUIPMENT, OR FACILITY**  
16 **THAT IS REQUIRED BY LAW;**

17 **2. A CAPITAL PROJECT APPROVED BY THE BOARD OF**  
18 **DIRECTORS OF THE WASHINGTON METROPOLITAN AREA TRANSIT AUTHORITY;**  
19 **AND**

20 **3. ANY PAYMENTS OR OBLIGATIONS ARISING FROM OR**  
21 **RELATED TO LEGAL DISPUTES OR PROCEEDINGS BETWEEN OR AMONG THE**  
22 **WASHINGTON METROPOLITAN AREA TRANSIT AUTHORITY AND ANY OTHER**  
23 **PERSON.**

24 (c) Subject to the appropriation requirements and budgetary provision of §  
25 3-216(d) of this article, the Department shall provide for grants to the Washington  
26 Suburban Transit District in an amount equal to 75 percent of the net debt service assigned  
27 to the Washington Suburban Transit District on bonds issued by the Washington  
28 Metropolitan Area Transit Authority. In no event shall the amount of net debt service,  
29 including the refinancing of any debt, required of the Washington Suburban Transit  
30 District exceed the amount presently assigned on a year by year basis to the Washington  
31 Suburban Transit District, and payable through the year 2014. Nothing in this article shall  
32 preclude the use of bond proceeds for capital improvements and replacements of the  
33 "Adopted Regional System – 1968" revised as of January 1, 1992.

34 (d) (1) In accordance with and subject to the principle that, if there is  
35 substantial State financial support for rapid rail and bus transit capital replacement costs  
36 in one metropolitan area of this State, there should be substantial State financial support

1 for the costs of similar needs in the other metropolitan area of this State, and in recognition  
 2 of the fact that timely replacement of capital facilities and equipment is essential to safe  
 3 and reliable transit service, the Department shall provide grants to fully fund the  
 4 Washington Suburban Transit District's share of the Washington Metropolitan Area  
 5 Transit Authority's capital equipment replacement programs.

6 (2) The grants under this subsection:

7 (i) Shall be made subject to the appropriation and budgetary  
 8 provisions of § 3-216(d) of this article;

9 (ii) Shall be included in the State budget beginning in fiscal year  
 10 2000;

11 (iii) Notwithstanding any other provision of law, may be funded with  
 12 revenues derived from:

13 1. Any State-enacted transportation fees or taxes; or

14 2. Federal transportation grants available to the State to  
 15 fund transit capital equipment replacement; and

16 (iv) Shall be contingent on the receipt of a request by the District to  
 17 the Department, based on annual capital improvements programs adopted by the  
 18 Washington Metropolitan Area Transit Authority.

19 (e) Subject to the appropriation requirements and budgetary provisions of §  
 20 3-216(d) of this article, the Department shall provide grants from amounts derived from  
 21 the Transportation Trust Fund to the Washington Suburban Transit District for the  
 22 purpose of funding Maryland's required share of local funds for the Washington  
 23 Metropolitan Area Transit Authority to match any federal funds appropriated in any given  
 24 year authorized under Title VI, § 601, P.L. 110-432.

25 (f) [A grant by the Department to the Washington Suburban Transit District in  
 26 excess of the provisions of subsection (a) of this section may be made only after approval by  
 27 the Secretary.]

28 **(1) EXCEPT AS PROVIDED IN PARAGRAPH (2) OF THIS SUBSECTION,**  
 29 **THE GOVERNOR SHALL INCLUDE AN APPROPRIATION IN THE ANNUAL BUDGET OF**  
 30 **AT LEAST THE AMOUNT SPECIFIED IN PARAGRAPH (4) OF THIS SUBSECTION FOR THE**  
 31 **SOLE PURPOSE OF PROVIDING GRANTS TO THE WASHINGTON SUBURBAN TRANSIT**  
 32 **DISTRICT TO PAY THE CAPITAL COSTS OF THE WASHINGTON METROPOLITAN AREA**  
 33 **TRANSIT AUTHORITY.**

34 ~~(2) THE GOVERNOR IS NOT REQUIRED TO MAKE THE APPROPRIATION~~  
 35 ~~UNDER PARAGRAPH (1) OF THIS SUBSECTION IN A FISCAL YEAR UNLESS THE~~

~~DEPARTMENT CERTIFIES TO THE GOVERNOR IN WRITING BEFORE THE BEGINNING OF THE IMMEDIATELY PRECEDING FISCAL YEAR THAT THE WASHINGTON METROPOLITAN AREA TRANSIT AUTHORITY HAS SUBMITTED TO THE DEPARTMENT A SUFFICIENTLY DETAILED DESCRIPTION OF ALL THE WASHINGTON METROPOLITAN AREA TRANSIT AUTHORITY CAPITAL PROJECTS TO BE FUNDED IN THE IMMEDIATELY PRECEDING FISCAL YEAR AND EACH OF THE SUBSEQUENT 5 FISCAL YEARS.~~

**(2) (I) THE GOVERNOR IS NOT REQUIRED TO MAKE THE APPROPRIATION UNDER PARAGRAPH (1) OF THIS SUBSECTION IN A FISCAL YEAR UNLESS THE DEPARTMENT CERTIFIES TO THE GOVERNOR IN WRITING BEFORE THE BEGINNING OF THE IMMEDIATELY PRECEDING FISCAL YEAR THAT THE WASHINGTON METROPOLITAN AREA TRANSIT AUTHORITY HAS SUBMITTED TO THE DEPARTMENT:**

**1. PERFORMANCE AND CONDITION ASSESSMENTS AND REPORTS REGARDING:**

**A. THE SAFETY AND RELIABILITY OF RAPID HEAVY RAIL AND BUS SYSTEMS;**

**B. THE FINANCIAL PERFORMANCE OF THE WASHINGTON METROPOLITAN AREA TRANSIT AUTHORITY AS IT RELATES TO RAIL AND BUS OPERATIONS, INCLUDING FARE BOX RECOVERY, SERVICE PER RIDER, AND COST PER SERVICE HOUR;**

**C. THE MONTHLY RIDERSHIP OF RAIL AND BUS SYSTEMS BROKEN DOWN BY METRORAIL STATION, METRORAIL LINE, BUS STOP, AND BUS LINE;**

**D. STRATEGIES TO REDUCE COSTS AND IMPROVE THE WASHINGTON METROPOLITAN AREA TRANSIT AUTHORITY'S OPERATIONAL EFFICIENCY; AND**

**E. THE COMPARISON OF ANNUAL CAPITAL INVESTMENTS AND APPROVED BUDGETS; AND**

**2. THE WASHINGTON METROPOLITAN AREA TRANSIT AUTHORITY'S:**

**A. ANNUAL BUDGET;**

**B. ANNUAL INDEPENDENT FINANCIAL AUDIT;**

1                   **C. ANNUAL NATIONAL TRANSIT DATABASE PROFILE;**  
 2 **AND**

3                   **D. INDIVIDUAL AUDIT REPORTS.**

4                   **(II) IF THE COMMONWEALTH OF VIRGINIA OR THE DISTRICT OF**  
 5 **COLUMBIA REDUCE THE AMOUNT OF DEDICATED CAPITAL FUNDING FOR THE**  
 6 **WASHINGTON METROPOLITAN AREA TRANSIT AUTHORITY, THE GOVERNOR MAY**  
 7 **REDUCE THE APPROPRIATION UNDER PARAGRAPH (1) OF THIS SUBSECTION BY A**  
 8 **PROPORTIONAL AMOUNT.**

9                   **(III) 1. THE GOVERNOR SHALL WITHHOLD 35% OF THE**  
 10 **APPROPRIATION UNDER PARAGRAPH (1) OF THIS SUBSECTION IF:**

11                   **A. THE WASHINGTON METROPOLITAN AREA TRANSIT**  
 12 **AUTHORITY HAS RECEIVED A MODIFIED AUDIT OPINION AS A RESULT OF AN ANNUAL**  
 13 **INDEPENDENT AUDIT CONDUCTED IN ACCORDANCE WITH ARTICLE XVI, SECTION**  
 14 **70 OF THE WASHINGTON METROPOLITAN AREA TRANSIT AUTHORITY COMPACT**  
 15 **UNDER § 10-204 OF THIS SUBTITLE; AND**

16                   **B. THE DEPARTMENT HAS NOT CERTIFIED TO THE**  
 17 **GOVERNOR IN WRITING BEFORE THE BEGINNING OF THE IMMEDIATELY PRECEDING**  
 18 **FISCAL YEAR THAT THE WASHINGTON METROPOLITAN AREA TRANSIT AUTHORITY**  
 19 **HAS SUBMITTED IN WRITING TO THE BOARD OF DIRECTORS OF THE WASHINGTON**  
 20 **METROPOLITAN AREA TRANSIT AUTHORITY AND THE MARYLAND GENERAL**  
 21 **ASSEMBLY A SATISFACTORY CORRECTIVE PLAN THAT ADDRESSES THE REASONS**  
 22 **FOR THE MODIFIED AUDIT OPINION.**

23                   **2. THE GOVERNOR SHALL RELEASE THE PORTION OF**  
 24 **THE APPROPRIATION WITHHELD UNDER SUBSUBPARAGRAPH 1 OF THIS**  
 25 **SUBPARAGRAPH IF THE WASHINGTON METROPOLITAN AREA TRANSIT AUTHORITY**  
 26 **SUBMITS IN WRITING TO THE BOARD OF DIRECTORS OF THE WASHINGTON**  
 27 **METROPOLITAN AREA TRANSIT AUTHORITY AND, IN ACCORDANCE WITH § 2-1246**  
 28 **OF THE STATE GOVERNMENT ARTICLE, THE MARYLAND GENERAL ASSEMBLY A**  
 29 **SATISFACTORY CORRECTIVE ACTION PLAN THAT ADDRESSES THE REASONS FOR**  
 30 **THE MODIFIED AUDIT OPINION.**

31                   **(3) THE GOVERNOR SHALL MAKE THE APPROPRIATION UNDER**  
 32 **PARAGRAPH (1) OF THIS SUBSECTION FROM THE TRANSPORTATION TRUST FUND.**

33                   **(4) (I) ~~THE~~ FOR THE FIRST FISCAL YEAR IN WHICH THE MANDATED**  
 34 **APPROPRIATION UNDER THIS SUBSECTION APPLIES, THE APPROPRIATION UNDER**  
 35 **PARAGRAPH (1) OF THIS SUBSECTION SHALL EQUAL AT LEAST ~~THE TOTAL AMOUNT~~**  
 36 **~~PROVIDED IN THE IMMEDIATELY PRECEDING FISCAL YEAR FOR GRANTS TO THE~~**



~~WASHINGTON SUBURBAN TRANSIT DISTRICT TO PAY THE CAPITAL COSTS OF THE WASHINGTON METROPOLITAN AREA TRANSIT AUTHORITY, INCREASED BY 3% THE AMOUNT APPROPRIATED IN THE FISCAL YEAR 2019 STATE BUDGET AS ENACTED FOR THE WASHINGTON SUBURBAN TRANSIT DISTRICT TO PAY THE CAPITAL COSTS OF THE WASHINGTON METROPOLITAN AREA TRANSIT AUTHORITY.~~

(II) FOR EACH FISCAL YEAR AFTER THE FIRST FISCAL YEAR IN WHICH THE MANDATED APPROPRIATION UNDER THIS SUBSECTION APPLIES, THE APPROPRIATION UNDER PARAGRAPH (1) OF THIS SUBSECTION SHALL BE EQUAL TO THE AMOUNT OF THE APPROPRIATION FOR THE PRECEDING FISCAL YEAR INCREASED BY 3%.

~~(G) (1) THERE IS A MARYLAND METRO DEDICATED FUND ACCOUNT IN THE TRANSPORTATION TRUST FUND.~~

~~(2) THE ACCOUNT CONSISTS OF:~~

~~(I) THE MOTOR VEHICLE EXCISE TAX REVENUE DISTRIBUTED TO THE ACCOUNT UNDER § 13-814 OF THIS ARTICLE; AND~~

~~(II) ANY OTHER MONEY APPROPRIATED IN THE STATE BUDGET TO THE ACCOUNT.~~

~~(3)~~

(G) (1) THE GOVERNOR SHALL INCLUDE IN THE STATE BUDGET AN APPROPRIATION FOR THE PURPOSES SPECIFIED UNDER PARAGRAPH (2) OF THIS SUBSECTION OF \$167,000,000 FROM THE REVENUES AVAILABLE FOR THE STATE CAPITAL PROGRAM IN THE TRANSPORTATION TRUST FUND.

(2) THE DEPARTMENT SHALL PROVIDE AN ANNUAL GRANT OF AT LEAST ~~\$125,000,000~~ \$167,000,000 FROM THE ACCOUNT TO THE WASHINGTON SUBURBAN TRANSIT DISTRICT TO BE USED ONLY TO PAY THE CAPITAL COSTS OF THE WASHINGTON METROPOLITAN AREA TRANSIT AUTHORITY.

~~(4) (3)~~ THE GRANT REQUIRED UNDER PARAGRAPH ~~(3)~~ (2) OF THIS SUBSECTION IS IN ADDITION TO THE APPROPRIATION REQUIRED UNDER SUBSECTION (F)(1) OF THIS SECTION.

~~13-800.~~

~~(b) (1) Except as otherwise provided in this part, in addition to any other charge required by the Maryland Vehicle Law, an excise tax is imposed:~~

~~(i) For each original and each subsequent certificate of title issued in this State for a motor vehicle, a trailer, a semitrailer, a moped, a motor scooter, or an off-highway recreational vehicle for which sales and use tax is not collected at the time of purchase; and~~

~~(ii) Except as provided in paragraph (2) of this subsection, for each motor vehicle, trailer, or semitrailer that is in interstate operation and registered under § 13-109(e) or (d) of this title without a certificate of title.~~

~~13-814.~~

~~(A) [Money] MOTOR VEHICLE EXCISE TAX REVENUE collected under this part shall be deposited in the State Treasury and accounted for on the records of the State Comptroller [and transferred to the Transportation Trust Fund].~~

~~(B) THE COMPTROLLER SHALL DISTRIBUTE:~~

~~(1) TWO THIRDS OF THE MOTOR VEHICLE EXCISE TAX REVENUE TO THE GASOLINE AND MOTOR VEHICLE REVENUE ACCOUNT IN THE TRANSPORTATION TRUST FUND;~~

~~(2) OF THE MOTOR VEHICLE EXCISE TAX REVENUE REMAINING AFTER THE DISTRIBUTION UNDER ITEM (1) OF THIS SUBSECTION, AT LEAST \$125,000,000 EACH FISCAL YEAR TO THE MARYLAND METRO DEDICATED FUND ACCOUNT IN THE TRANSPORTATION TRUST FUND; AND~~

~~(3) ALL OF THE MOTOR VEHICLE EXCISE TAX REVENUE REMAINING AFTER THE DISTRIBUTIONS UNDER ITEMS (1) AND (2) OF THIS SUBSECTION TO THE TRANSPORTATION TRUST FUND TO BE USED AS PROVIDED IN § 3-216 OF THIS ARTICLE.~~

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

Article – Transportation

7-205.

(A) FOR FISCAL YEAR 2020, THE GOVERNOR SHALL INCLUDE IN THE STATE BUDGET AN APPROPRIATION FROM THE TRANSPORTATION TRUST FUND FOR THE OPERATION OF THE ADMINISTRATION THAT IS EQUAL TO THE APPROPRIATION FOR THE OPERATION OF THE ADMINISTRATION IN THE FISCAL YEAR 2019 STATE BUDGET AS INTRODUCED, INCREASED BY AT LEAST 4.4%.

**(B) FOR EACH OF FISCAL YEARS 2021 AND 2022, THE GOVERNOR SHALL INCLUDE IN THE STATE BUDGET AN APPROPRIATION FROM THE TRANSPORTATION TRUST FUND FOR THE OPERATION OF THE ADMINISTRATION THAT IS EQUAL TO THE APPROPRIATION FOR THE OPERATION OF THE ADMINISTRATION IN THE STATE BUDGET FOR THE IMMEDIATELY PRECEDING FISCAL YEAR, INCREASED BY AT LEAST 4.4%.**

**(C) (1) FOR EACH OF FISCAL YEARS 2020 THROUGH 2022, THE GOVERNOR SHALL INCLUDE IN THE STATE BUDGET AN APPROPRIATION FOR THE CAPITAL NEEDS OF THE ADMINISTRATION OF AT LEAST \$29,100,000 FROM THE REVENUES AVAILABLE FOR THE STATE CAPITAL PROGRAM IN THE TRANSPORTATION TRUST FUND.**

**(2) THE APPROPRIATION REQUIRED UNDER PARAGRAPH (1) OF THIS SUBSECTION MAY NOT SUPPLANT ANY OTHER CAPITAL FUNDING OTHERWISE AVAILABLE FOR THE ADMINISTRATION.**

SECTION 3. AND BE IT FURTHER ENACTED, That the Laws of Maryland read as follows:

**Article - Transportation**

**7-301.1.**

**(A) IN THIS SECTION, “CORE SERVICE AREA” MEANS:**

**(1) AN AREA IN ANNE ARUNDEL COUNTY, BALTIMORE CITY, BALTIMORE COUNTY, HARFORD COUNTY, AND HOWARD COUNTY THAT IS SERVED BY LIGHT RAIL, METRO, OR FIXED BUS ROUTE SERVICE; AND**

**(2) AS DETERMINED BY THE DEPARTMENT, ANY OTHER AREA IN WHICH THE POPULATION COMMUTES TO AN AREA DESCRIBED IN ITEM (1) OF THIS SUBSECTION IN ORDER TO USE LIGHT RAIL, METRO, OR FIXED BUS ROUTE SERVICE.**

**(B) IN ADDITION TO THE REQUIREMENTS OF §§ 7-301 AND 7-302 OF THIS SUBTITLE, ON OR BEFORE OCTOBER 1, 2020, THE ADMINISTRATION SHALL, IN CONSULTATION WITH THE CENTRAL MARYLAND REGIONAL TRANSIT PLAN COMMISSION AND THE BALTIMORE METROPOLITAN COUNCIL, PREPARE A CENTRAL MARYLAND REGIONAL TRANSIT PLAN TO MEET THE TRANSIT NEEDS OF THE CORE SERVICE AREA.**

**(C) THE CENTRAL MARYLAND REGIONAL TRANSIT PLAN SHALL:**

1           **(1) DEFINE GOALS FOR OUTCOMES TO BE ACHIEVED THROUGH THE**  
2 **PROVISION OF PUBLIC TRANSPORTATION;**

3           **(2) IN ORDER TO BEST ACHIEVE THE GOALS DEFINED IN ITEM (1) OF**  
4 **THIS SUBSECTION, IDENTIFY OPTIONS FOR:**

5                   **(I) IMPROVEMENTS TO EXISTING TRANSPORTATION ASSETS;**

6                   **(II) IMPROVEMENTS TO LEVERAGE NON-ADMINISTRATION**  
7 **TRANSPORTATION OPTIONS AVAILABLE TO PUBLIC TRANSPORTATION; AND**

8                   **(III) CORRIDORS FOR NEW PUBLIC TRANSPORTATION ASSETS;**

9           **(3) PRIORITIZE CORRIDORS FOR PLANNING OF NEW PUBLIC**  
10 **TRANSPORTATION ASSETS;**

11           **(4) EVALUATE THE PLAN'S CONSISTENCY WITH LOCAL LAND USE AND**  
12 **TRANSPORTATION PLANS AND THE MARYLAND TRANSPORTATION PLAN AND**  
13 **IDENTIFY OPPORTUNITIES FOR ACHIEVING GREATER CONSISTENCY;**

14           **(5) BE REVIEWED, REVISED, AND UPDATED AT LEAST EVERY 5 YEARS;**  
15 **AND**

16           **(6) ADDRESS A ~~30-YEAR~~ 25-YEAR TIME FRAME.**

17           **(D) (1) THERE IS A CENTRAL MARYLAND REGIONAL TRANSIT PLAN**  
18 **COMMISSION.**

19           **(2) THE COMMISSION CONSISTS OF THE FOLLOWING MEMBERS:**

20                   **(I) THE COUNTY EXECUTIVE OF ANNE ARUNDEL COUNTY, OR**  
21 **THE COUNTY EXECUTIVE'S DESIGNEE;**

22                   **(II) THE MAYOR OF BALTIMORE CITY, OR THE MAYOR'S**  
23 **DESIGNEE;**

24                   **(III) THE COUNTY EXECUTIVE OF BALTIMORE COUNTY, OR THE**  
25 **COUNTY EXECUTIVE'S DESIGNEE;**

26                   **(IV) THE COUNTY EXECUTIVE OF HARFORD COUNTY, OR THE**  
27 **COUNTY EXECUTIVE'S DESIGNEE;**

28                   **(V) THE COUNTY EXECUTIVE OF HOWARD COUNTY, OR THE**  
29 **COUNTY EXECUTIVE'S DESIGNEE;**

1                    (VI) ONE REPRESENTATIVE FROM A CENTRAL MARYLAND  
2 BUSINESS OR TRANSPORTATION ORGANIZATION, APPOINTED BY THE PRESIDENT OF  
3 THE SENATE;

4                    (VII) ONE REPRESENTATIVE FROM A CENTRAL MARYLAND  
5 BUSINESS OR TRANSPORTATION ORGANIZATION, APPOINTED BY THE SPEAKER OF  
6 THE HOUSE; AND

7                    (VIII) THE FOLLOWING INDIVIDUALS APPOINTED BY THE  
8 GOVERNOR:

9                    1.     ONE REPRESENTATIVE FROM A CENTRAL MARYLAND  
10 BUSINESS ORGANIZATION;

11                    2.     ONE REPRESENTATIVE FROM THE CITIZEN  
12 ADVISORY COUNCIL;

13                    3.     ONE REPRESENTATIVE FROM A DISABLED RIDERS  
14 GROUP; AND

15                    4.     ONE REPRESENTATIVE FROM THE MARC RIDERS  
16 ADVISORY COUNCIL.

17                    (3)    THE COMMISSION SHALL PARTICIPATE IN THE DEVELOPMENT  
18 OF:

19                    (I)    A STRATEGY FOR MEANINGFUL PUBLIC INVOLVEMENT IN  
20 THE CENTRAL MARYLAND REGIONAL TRANSIT PLAN; AND

21                    (II)   THE GOALS FOR OUTCOMES OF THE CENTRAL MARYLAND  
22 REGIONAL TRANSIT PLAN.

23 7-309.

24                    (A)    THE ADMINISTRATION SHALL, AT LEAST EVERY 3 YEARS, ASSESS THE  
25 ONGOING, UNCONSTRAINED CAPITAL NEEDS OF THE ADMINISTRATION.

26                    (B)    IN UNDERTAKING THE ASSESSMENT REQUIRED UNDER SUBSECTION (A)  
27 OF THIS SECTION, THE ADMINISTRATION SHALL:

28                    (1)    COMPILE AND PRIORITIZE CAPITAL NEEDS WITHOUT REGARD TO  
29 COST;

1           **(2) IDENTIFY THE BACKLOG OF REPAIRS AND REPLACEMENTS**  
 2 **NEEDED TO ACHIEVE A STATE OF GOOD REPAIR FOR ALL ADMINISTRATION ASSETS,**  
 3 **INCLUDING A SEPARATE ANALYSIS OF THESE NEEDS OVER THE FOLLOWING 10**  
 4 **YEARS; AND**

5           **(3) IDENTIFY THE NEEDS TO BE MET IN ORDER TO ENHANCE SERVICE**  
 6 **AND ACHIEVE SYSTEM PERFORMANCE GOALS.**

7           **(C) ON OR BEFORE JULY 1, 2019, AND ON OR BEFORE JULY 1 EVERY 3**  
 8 **YEARS THEREAFTER, THE ADMINISTRATION SHALL, IN ACCORDANCE WITH § 2-1246**  
 9 **OF THE STATE GOVERNMENT ARTICLE, SUBMIT THE ASSESSMENT REQUIRED**  
 10 **UNDER SUBSECTION (A) OF THIS SECTION TO THE SENATE BUDGET AND TAXATION**  
 11 **COMMITTEE, THE HOUSE APPROPRIATIONS COMMITTEE, AND THE HOUSE**  
 12 **ENVIRONMENT AND TRANSPORTATION COMMITTEE.**

13           SECTION ~~2~~ 4. AND BE IT FURTHER ENACTED, That:

14           ~~(a) Section 1 of this Act is contingent on the Commonwealth of Virginia and the~~  
 15 ~~District of Columbia each enacting legislation providing for new dedicated capital funding~~  
 16 ~~for the Washington Metropolitan Area Transit Authority of at least \$125,000,000.~~

17           (a) Section 1 of this Act is contingent on:

18           (1) the Commonwealth of Virginia enacting legislation providing for  
 19 dedicated capital funding for the Washington Metropolitan Area Transit Authority of at  
 20 least \$154,000,000; and

21           (2) the District of Columbia enacting legislation providing for dedicated  
 22 capital funding for the Washington Metropolitan Area Transit Authority of at least  
 23 \$178,000,000.

24           (b) The Department of Transportation shall notify the Department of Legislative  
 25 Services in writing within 5 days after both the Commonwealth of Virginia and the District  
 26 of Columbia have enacted legislation that meets the requirements of subsection (a) of this  
 27 section.

28           (c) Section 1 of this Act shall take effect on the date that the Department of  
 29 Legislative Services receives notice under subsection (b) of this section.

30           SECTION 5. AND BE IT FURTHER ENACTED, That it is the intent of the General  
 31 Assembly that, after accounting for the capital funding dedicated to Metro by the State of  
 32 Maryland, the Commonwealth of Virginia, and the District of Columbia, the federal  
 33 government contribute a proportional amount to the Washington Metropolitan Area  
 34 Transit Authority.

1        SECTION 6. AND BE IT FURTHER ENACTED, That this Act may not be construed  
2 to limit the authority of the Governor to appropriate general funds for transfer to the  
3 Transportation Trust Fund.

4        SECTION 7. AND BE IT FURTHER ENACTED, That:

5        (a)    (1)    The Washington Metropolitan Area Transit Authority shall study the  
6 costs and benefits of using capital funds to fund infrastructure improvements to enhance  
7 pedestrian and bicycle access to Metrorail stations and accelerate joint development at  
8 Metrorail stations in Maryland.

9        (2)    The study required under paragraph (1) of this subsection shall include  
10 projections of increased ridership revenue derived from improved access and accelerated  
11 joint development, as well as the degree to which such infrastructure improvements would  
12 increase the value of real property owned by the Authority.

13        (b)    (1)    The Authority shall study the projected ridership of a new Metrorail  
14 station at National Harbor.

15        (2)    The study required under paragraph (1) of this subsection shall identify  
16 the feasibility of an extension of a Metrorail line to National Harbor via the Woodrow  
17 Wilson Bridge and include the estimated operating and capital costs associated with the  
18 extension.

19        (c)    (1)    The Authority shall study the budget, powers, and limitations of its  
20 inspector general and compare the budget, powers, and limitations to those of other  
21 inspectors general in the federal government, other transit systems, and state and local  
22 governments.

23        (2)    The report resulting from the study required under paragraph (1) of  
24 this subsection shall include:

25                    (i)    recommendations for strengthening the Authority's office of the  
26 inspector general; and

27                    (ii)   a discussion of whether any recommended reforms must be made  
28 through the Authority's board of directors or by amendment to the Authority Compact.

29        (d)    The Authority shall study the opportunities at each Metrorail station in  
30 Maryland:

31                    (1)    to reduce the parking lot and bus bay footprints:

32                            (i)    to expand pedestrian and bicycle access; and

33                            (ii)   for the development of commercial, residential, and office uses;

1           (2)    to develop the air rights; and

2           (3)    to attract various public uses, such as public schools.

3           (e)    The Authority shall, in consultation with the Maryland Transit  
 4 Administration and other locally operated transit systems and bus services, study  
 5 opportunities to attract ridership in partnership with public school systems and  
 6 institutions of higher education.

7           (f)    On or before June 30, 2019, the Authority shall report the findings of each of  
 8 the studies required under this section to the Authority board and each of the Compact  
 9 signatories.

10           SECTION ~~8~~ 8. AND BE IT FURTHER ENACTED, That, subject to § 10–205(f)(2) of  
 11 the Transportation Article as enacted by Section 1 of this Act, the mandated appropriations  
 12 in § 10–205(f) and (g) of the Transportation Article as enacted by Section 1 of this Act shall  
 13 be applicable to the fiscal year that begins on the second succeeding July 1 after Section 1  
 14 of this Act takes effect, and to each subsequent fiscal year.

15           SECTION ~~9~~ 9. AND BE IT FURTHER ENACTED, That, subject to Section ~~4~~ 4 of  
 16 this Act, this Act shall take effect June 1, 2018. Section 2 of this Act shall remain effective  
 17 for a period of 4 years and 1 month and, at the end of June 30, 2022, Section 2 of this Act,  
 18 with no further action required by the General Assembly, shall be abrogated and of no  
 19 further force and effect.

Approved:

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Governor.

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President of the Senate.

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Speaker of the House of Delegates.