

# HOUSE BILL 372

R2, B5

(8lr0955)

## ENROLLED BILL

— Appropriations and Environment and Transportation / Budget and Taxation —

Introduced by Delegates Korman, Barron, Angel, Barkley, B. Barnes, D. Barnes, Barve, Beidle, Carr, Chang, Cullison, Davis, Dumais, Ebersole, Fennell, Fraser-Hidalgo, Frick, Frush, Gaines, Gilchrist, Gutierrez, Healey, Hettleman, Hill, Hixson, Holmes, C. Howard, Jackson, Jones, Kaiser, Kelly, Knotts, Kramer, Krimm, Lafferty, Lam, J. Lewis, R. Lewis, Lierman, Luedtke, A. Miller, Moon, Morales, Pena-Melnyk, Platt, Proctor, Queen, Reznik, Robinson, Sanchez, Tarlau, Valderrama, Valentino-Smith, Vallario, Waldstreicher, Walker, A. Washington, Wilkins, and K. Young

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.

\_\_\_\_\_  
Speaker.

### 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 percentage*  
7 *of certain funds*; requiring the Governor to include an appropriation in the annual  
8 State budget of at least a certain amount for the sole purpose of providing grants to

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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 the Washington Suburban Transit District to pay the capital costs of the Washington  
 2 Metropolitan Area Transit Authority; providing that the Governor is not required to  
 3 make a certain appropriation unless the Washington Metropolitan Area Transit  
 4 Authority provides certain information to the Department of Transportation  
 5 ~~regarding capital projects~~; requiring the Governor to withhold or reduce a certain  
 6 portion of a certain appropriation under certain circumstances; requiring the  
 7 Governor to release a certain portion of a certain appropriation under certain  
 8 circumstances; requiring a certain appropriation to be made from the Transportation  
 9 Trust Fund; ~~providing that the Maryland Metro Dedicated Fund Account consists of~~  
 10 ~~certain motor vehicle excise tax revenue and certain other funds~~; requiring the  
 11 Governor to include a certain appropriation in the State budget for a certain purpose  
 12 from the Transportation Trust Fund to the Account; requiring the Department of  
 13 Transportation to provide an annual grant of at least a certain amount from the  
 14 ~~Account~~ to the Washington Suburban Transit District to pay the capital costs of the  
 15 Washington Metropolitan Area Transit Authority; ~~providing that the Account may~~  
 16 ~~be used only for the purpose of a certain grant to the Washington Suburban Transit~~  
 17 ~~District~~; providing that a certain grant to the Washington Suburban Transit District  
 18 is in addition to a certain appropriation; ~~altering the distribution of motor vehicle~~  
 19 ~~excise tax revenue~~; requiring the Governor to include a certain appropriation in the  
 20 State budget from the Transportation Trust Fund to the Maryland Transit  
 21 Administration; requiring the Administration to prepare a Central Maryland  
 22 Regional Transit Plan in consultation with the Central Maryland Regional Transit  
 23 Plan Commission and the Baltimore Metropolitan Council; specifying the contents of  
 24 the Plan; requiring the Plan to include certain details and be maintained and  
 25 updated in a certain manner; establishing the Commission to assist the  
 26 Administration with the preparation of the Plan; requiring the Administration to  
 27 assess the ongoing, unconstrained capital needs of the Administration; specifying  
 28 certain requirements for the assessment; requiring the Administration to submit the  
 29 assessment to certain committees of the General Assembly on or before a certain  
 30 ~~date~~ date; providing for the termination of certain provisions of this Act; stating the  
 31 intent of the General Assembly; providing for the application of this Act; requiring  
 32 the Washington Metropolitan Area Transit Authority to undertake a certain study  
 33 and report certain findings to certain entities on or before a certain date; making  
 34 certain provisions of this Act contingent on enactment of certain legislation by the  
 35 Commonwealth of Virginia and the District of Columbia; requiring the Department  
 36 of Transportation to notify the Department of Legislative Services when a certain  
 37 contingency has been met; providing for the application of certain mandated  
 38 appropriations to certain fiscal years; and generally relating to capital funding for  
 39 the Maryland Transit Administration and the Washington Metropolitan Area  
 40 Transit Authority.

41 BY repealing and reenacting, without amendments,

42 Article – Transportation

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

44 Annotated Code of Maryland

45 (2015 Replacement Volume and 2017 Supplement)

1 BY repealing and reenacting, with amendments,  
 2 Article – Transportation  
 3 Section ~~3–216(e)(2)(i) and~~ 10–205  
 4 Annotated Code of Maryland  
 5 (2015 Replacement Volume and 2017 Supplement)

6 BY adding to  
 7 Article – Transportation  
 8 Section 7–205, 7–301.1, and 7–309  
 9 Annotated Code of Maryland  
 10 (2015 Replacement Volume and 2017 Supplement)

11 ~~BY repealing and reenacting, without amendments,~~  
 12 ~~Article – Transportation~~  
 13 ~~Section 13–809(b)(1)~~  
 14 ~~Annotated Code of Maryland~~  
 15 ~~(2012 Replacement Volume and 2017 Supplement)~~

16 ~~BY repealing and reenacting, with amendments,~~  
 17 ~~Article – Transportation~~  
 18 ~~Section 13–814~~  
 19 ~~Annotated Code of Maryland~~  
 20 ~~(2012 Replacement Volume and 2017 Supplement)~~

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

### 23 Article – Transportation

24 3–216.

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

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

34 (c) (2) (i) The Gasoline and Motor Vehicle Revenue Account, the Driver  
 35 Education Account, ~~[and] the Motorcycle Safety Program Account, AND THE MARYLAND~~  
 36 ~~METRO DEDICATED FUND ACCOUNT~~ shall be maintained in the Transportation Trust  
 37 Fund.

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

~~§ 402.~~

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

~~(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 Parts III and IV of Title 13, Subtitle 9 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 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.~~

10-205.

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

(b) (1) Subject to the appropriation requirements and budgetary provisions of § 3-216(d) of this article and upon receipt of an approval of a grant application in such form

1 and detail as the Secretary shall reasonably require, the Department shall provide for  
 2 annual grants to the Washington Suburban Transit District for a share of the operating  
 3 deficits of the regional transit system for which the District is responsible. "Operating  
 4 deficit" means operating costs less:

5 (i) The greater of operating revenues or 50 percent of the operating  
 6 costs; and

7 (ii) All federal operating assistance.

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

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

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

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

21 **2. A CAPITAL PROJECT APPROVED BY THE BOARD OF**  
 22 **DIRECTORS OF THE WASHINGTON METROPOLITAN AREA TRANSIT AUTHORITY; AND**

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

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

1 (d) (1) In accordance with and subject to the principle that, if there is  
2 substantial State financial support for rapid rail and bus transit capital replacement costs  
3 in one metropolitan area of this State, there should be substantial State financial support  
4 for the costs of similar needs in the other metropolitan area of this State, and in recognition  
5 of the fact that timely replacement of capital facilities and equipment is essential to safe  
6 and reliable transit service, the Department shall provide grants to fully fund the  
7 Washington Suburban Transit District's share of the Washington Metropolitan Area  
8 Transit Authority's capital equipment replacement programs.

9 (2) The grants under this subsection:

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

12 (ii) Shall be included in the State budget beginning in fiscal year  
13 2000;

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

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

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

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

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

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

31 **(1) EXCEPT AS PROVIDED IN PARAGRAPH (2) OF THIS SUBSECTION,**  
32 **THE GOVERNOR SHALL INCLUDE AN APPROPRIATION IN THE ANNUAL BUDGET OF**  
33 **AT LEAST THE AMOUNT SPECIFIED IN PARAGRAPH (4) OF THIS SUBSECTION FOR THE**  
34 **SOLE PURPOSE OF PROVIDING GRANTS TO THE WASHINGTON SUBURBAN TRANSIT**

1 DISTRICT TO PAY THE CAPITAL COSTS OF THE WASHINGTON METROPOLITAN AREA  
2 TRANSIT AUTHORITY.

3 ~~(2) THE GOVERNOR IS NOT REQUIRED TO MAKE THE APPROPRIATION~~  
4 ~~UNDER PARAGRAPH (1) OF THIS SUBSECTION IN A FISCAL YEAR UNLESS THE~~  
5 ~~DEPARTMENT CERTIFIES TO THE GOVERNOR IN WRITING BEFORE THE BEGINNING~~  
6 ~~OF THE IMMEDIATELY PRECEDING FISCAL YEAR THAT THE WASHINGTON~~  
7 ~~METROPOLITAN AREA TRANSIT AUTHORITY HAS SUBMITTED TO THE DEPARTMENT~~  
8 ~~A SUFFICIENTLY DETAILED DESCRIPTION OF ALL THE WASHINGTON~~  
9 ~~METROPOLITAN AREA TRANSIT AUTHORITY CAPITAL PROJECTS TO BE FUNDED IN~~  
10 ~~THE IMMEDIATELY PRECEDING FISCAL YEAR AND EACH OF THE SUBSEQUENT 5~~  
11 ~~FISCAL YEARS.~~

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

18 1. PERFORMANCE AND CONDITION ASSESSMENTS AND  
19 REPORTS REGARDING:

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

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

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

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

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

34 2. THE WASHINGTON METROPOLITAN AREA TRANSIT  
35 AUTHORITY'S:

1           **A. ANNUAL ~~CAPITAL~~ BUDGET;**

2           **B. ANNUAL INDEPENDENT FINANCIAL AUDIT;**

3           **C. ANNUAL NATIONAL TRANSIT DATABASE PROFILE;**

4           **AND**

5           **D. INDIVIDUAL AUDIT REPORTS.**

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

11                       **(III) 1. THE GOVERNOR SHALL WITHHOLD ~~AND DEPOSIT IN A~~**  
 12 **~~SPECIAL FUND 5%~~ 35% OF THE APPROPRIATION UNDER PARAGRAPH (1) OF THIS**  
 13 **SUBSECTION IF:**

14                       **A. THE WASHINGTON METROPOLITAN AREA TRANSIT**  
 15 **AUTHORITY HAS RECEIVED A MODIFIED AUDIT OPINION AS A RESULT OF AN ANNUAL**  
 16 **INDEPENDENT AUDIT CONDUCTED IN ACCORDANCE WITH ARTICLE XVI, SECTION**  
 17 **70 OF THE WASHINGTON METROPOLITAN AREA TRANSIT AUTHORITY COMPACT**  
 18 **UNDER § 10-204 OF THIS SUBTITLE; AND**

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

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



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

3           (4) ~~(I) THE~~ FOR THE FIRST FISCAL YEAR IN WHICH THE MANDATED  
4 APPROPRIATION UNDER THIS SUBSECTION APPLIES, THE APPROPRIATION UNDER  
5 PARAGRAPH (1) OF THIS SUBSECTION SHALL EQUAL AT LEAST ~~THE TOTAL AMOUNT~~  
6 ~~PROVIDED IN THE IMMEDIATELY PRECEDING FISCAL YEAR FOR GRANTS TO THE~~  
7 ~~WASHINGTON SUBURBAN TRANSIT DISTRICT TO PAY THE CAPITAL COSTS OF THE~~  
8 ~~WASHINGTON METROPOLITAN AREA TRANSIT AUTHORITY, INCREASED BY 3% THE~~  
9 AMOUNT APPROPRIATED IN THE FISCAL YEAR 2019 STATE BUDGET AS ENACTED FOR  
10 THE WASHINGTON SUBURBAN TRANSIT DISTRICT TO PAY THE CAPITAL COSTS OF  
11 THE WASHINGTON METROPOLITAN AREA TRANSIT AUTHORITY.

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

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

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

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

22           ~~(I) THE APPROPRIATION REQUIRED UNDER PARAGRAPH (3)(I)~~  
23 ~~OF THIS SUBSECTION; AND~~

24           ~~(H) ANY OTHER MONEY APPROPRIATED IN THE STATE BUDGET~~  
25 ~~TO FOR THE ACCOUNT.~~

26           ~~(3) (H)(G)~~ (1) THE GOVERNOR SHALL INCLUDE IN THE STATE  
27 BUDGET AN APPROPRIATION FOR THE ACCOUNT OF \$150,000,000 FOR THE  
28 PURPOSES SPECIFIED UNDER PARAGRAPH (2) OF THIS SUBSECTION OF  
29 \$167,000,000 FROM THE REVENUES AVAILABLE FOR THE STATE CAPITAL PROGRAM  
30 IN THE TRANSPORTATION TRUST FUND.

31           ~~(H) (2)~~ THE DEPARTMENT SHALL PROVIDE AN ANNUAL  
32 GRANT OF AT LEAST \$125,000,000 \$150,000,000 FROM THE ACCOUNT \$167,000,000  
33 TO THE WASHINGTON SUBURBAN TRANSIT DISTRICT TO BE USED ONLY TO PAY THE  
34 CAPITAL COSTS OF THE WASHINGTON METROPOLITAN AREA TRANSIT AUTHORITY.



1 7-205.

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

7 (B) FOR EACH OF FISCAL YEARS 2021 AND 2022, THE GOVERNOR SHALL  
 8 INCLUDE IN THE STATE BUDGET AN APPROPRIATION FROM THE TRANSPORTATION  
 9 TRUST FUND FOR THE OPERATION OF THE ADMINISTRATION THAT IS EQUAL TO THE  
 10 APPROPRIATION FOR THE OPERATION OF THE ADMINISTRATION IN THE STATE  
 11 BUDGET FOR THE IMMEDIATELY PRECEDING FISCAL YEAR, INCREASED BY AT LEAST  
 12 4.4%.

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

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

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

23 Article – Transportation24 7-301.1.

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

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

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

32 (B) IN ADDITION TO THE REQUIREMENTS OF §§ 7-301 AND 7-302 OF THIS  
 33 SUBTITLE, ON OR BEFORE OCTOBER 1, 2020, THE ADMINISTRATION SHALL, IN

1 CONSULTATION WITH THE CENTRAL MARYLAND REGIONAL TRANSIT PLAN  
2 COMMISSION AND THE BALTIMORE METROPOLITAN COUNCIL, PREPARE A  
3 CENTRAL MARYLAND REGIONAL TRANSIT PLAN TO MEET THE TRANSIT NEEDS OF  
4 THE CORE SERVICE AREA.

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

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

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

10 (I) IMPROVEMENTS TO EXISTING TRANSPORTATION ASSETS;

11 (II) IMPROVEMENTS TO LEVERAGE NON-ADMINISTRATION  
12 TRANSPORTATION OPTIONS AVAILABLE TO PUBLIC TRANSPORTATION; AND

13 (III) CORRIDORS FOR NEW PUBLIC TRANSPORTATION ASSETS;

14 (3) PRIORITIZE CORRIDORS FOR PLANNING OF NEW PUBLIC  
15 TRANSPORTATION ASSETS;

16 (4) EVALUATE THE PLAN'S CONSISTENCY WITH LOCAL LAND USE AND  
17 TRANSPORTATION PLANS AND THE MARYLAND TRANSPORTATION PLAN AND  
18 IDENTIFY OPPORTUNITIES FOR ACHIEVING GREATER CONSISTENCY;

19 (5) BE REVIEWED, REVISED, AND UPDATED AT LEAST EVERY 5 YEARS;  
20 AND

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

22 (D) (1) THERE IS A CENTRAL MARYLAND REGIONAL TRANSIT PLAN  
23 COMMISSION.

24 (2) THE COMMISSION CONSISTS OF THE FOLLOWING MEMBERS:

25 (I) THE COUNTY EXECUTIVE OF ANNE ARUNDEL COUNTY, OR  
26 THE COUNTY EXECUTIVE'S DESIGNEE;

27 (II) THE MAYOR OF BALTIMORE CITY, OR THE MAYOR'S  
28 DESIGNEE;

1 (III) THE COUNTY EXECUTIVE OF BALTIMORE COUNTY, OR THE  
 2 COUNTY EXECUTIVE'S DESIGNEE; AND

3 (IV) THE COUNTY EXECUTIVE OF HARFORD COUNTY, OR THE  
 4 COUNTY EXECUTIVE'S DESIGNEE;

5 (V) THE COUNTY EXECUTIVE OF HOWARD COUNTY, OR THE  
 6 COUNTY EXECUTIVE'S DESIGNEE;

7 (VI) ONE REPRESENTATIVE FROM A CENTRAL MARYLAND  
 8 BUSINESS OR TRANSPORTATION ORGANIZATION, APPOINTED BY THE PRESIDENT OF  
 9 THE SENATE;

10 (VII) ONE REPRESENTATIVE FROM A CENTRAL MARYLAND  
 11 BUSINESS OR TRANSPORTATION ORGANIZATION, APPOINTED BY THE SPEAKER OF  
 12 THE HOUSE; AND

13 (IV) (VIII) THE FOLLOWING INDIVIDUALS APPOINTED BY THE  
 14 GOVERNOR:

15 1. ~~THREE REPRESENTATIVES~~ ONE REPRESENTATIVE  
 16 FROM A CENTRAL MARYLAND BUSINESS ORGANIZATIONS ORGANIZATION;

17 2. ONE REPRESENTATIVE FROM A ~~CITIZEN ADVISORY~~  
 18 ~~COMMITTEE~~ THE CITIZEN ADVISORY COUNCIL;

19 3. ONE REPRESENTATIVE FROM A DISABLED RIDERS  
 20 GROUP; AND

21 4. ONE REPRESENTATIVE FROM THE MARC RIDERS  
 22 ADVISORY COUNCIL.

23 (3) THE COMMISSION SHALL PARTICIPATE IN THE DEVELOPMENT  
 24 OF:

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

27 (II) THE GOALS FOR OUTCOMES OF THE CENTRAL MARYLAND  
 28 REGIONAL TRANSIT PLAN.

29 7-309.

1           **(A) THE ADMINISTRATION SHALL, AT LEAST EVERY 3 YEARS, ASSESS THE**  
 2 **ONGOING, UNCONSTRAINED CAPITAL NEEDS OF THE ADMINISTRATION.**

3           **(B) IN UNDERTAKING THE ASSESSMENT REQUIRED UNDER SUBSECTION (A)**  
 4 **OF THIS SECTION, THE ADMINISTRATION SHALL:**

5                   **(1) COMPILE AND PRIORITIZE CAPITAL NEEDS WITHOUT REGARD TO**  
 6 **COST;**

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

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

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

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

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

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

24                   (1) the Commonwealth of Virginia enacting legislation providing for  
 25 dedicated capital funding for the Washington Metropolitan Area Transit Authority of at  
 26 least ~~\$150,000,000~~ \$154,000,000; and

27                   (2) the District of Columbia enacting legislation providing for dedicated  
 28 capital funding for the Washington Metropolitan Area Transit Authority of at least  
 29 ~~\$150,000,000~~ \$178,000,000.

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

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

3 SECTION 5. AND BE IT FURTHER ENACTED, That it is the intent of the General  
4 Assembly that, after accounting for the capital funding dedicated to Metro by the State of  
5 Maryland, the Commonwealth of Virginia, and the District of Columbia, ~~the remainder of~~  
6 ~~the Authority's request for \$500,000,000 in additional dedicated annual capital funding be~~  
7 ~~appropriated by the federal government~~ *the federal government contribute a proportional*  
8 *amount to the Washington Metropolitan Area Transit Authority.*

9 SECTION 6. AND BE IT FURTHER ENACTED, That this Act may not be construed  
10 to limit the authority of the Governor to appropriate general funds ~~to the Dedicated Purpose~~  
11 ~~Account~~ for transfer to the Transportation Trust *Fund.*

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

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

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

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

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

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

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

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

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

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

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

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

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

6 (2) to develop the air rights; and

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

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

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

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

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

Approved:

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Governor.

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Speaker of the House of Delegates.

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President of the Senate.