

HOUSE BILL 264

R1

7lr1628

By: **Dorchester County Delegation**

Introduced and read first time: January 23, 2017

Assigned to: Environment and Transportation

A BILL ENTITLED

1 AN ACT concerning

2 **Dorchester County – Authorized Use of Highway User Revenues – Highway**
3 **Lighting**

4 FOR the purpose of authorizing Dorchester County to use certain local highway user
5 revenues for certain costs incurred to light certain highways; and generally relating
6 to the use of certain local highway user revenues.

7 BY repealing and reenacting, without amendments,
8 Article – Transportation
9 Section 8–101(a) and (i)
10 Annotated Code of Maryland
11 (2015 Replacement Volume and 2016 Supplement)

12 BY repealing and reenacting, with amendments,
13 Article – Transportation
14 Section 8–408(b)
15 Annotated Code of Maryland
16 (2015 Replacement Volume and 2016 Supplement)

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

19 **Article – Transportation**

20 8–101.

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

22 (i) “Highway” includes:

EXPLANATION: CAPITALS INDICATE MATTER ADDED TO EXISTING LAW.

[Brackets] indicate matter deleted from existing law.



1 (1) Rights-of-way, roadway surfaces, roadway subgrades, shoulders,
2 median dividers, drainage facilities and structures, related stormwater management
3 facilities and structures, roadway cuts, roadway fills, guardrails, bridges, highway grade
4 separation structures, railroad grade separations, tunnels, overpasses, underpasses,
5 interchanges, entrance plazas, approaches, and other structures forming an integral part
6 of a street, road, or highway, including bicycle and walking paths; and

7 (2) Any other property acquired for the construction, operation, or use of
8 the highway.

9 8-408.

10 (b) The net share of highway user revenues distributed for a county other than
11 Kent County may be used only:

12 (1) First, to pay debt service on outstanding bonds or other evidences of
13 obligation issued before June 1, 1947, by or for the county or any municipality in the county
14 to finance construction, reconstruction, or maintenance of roads or streets, to the extent
15 that gasoline tax revenues have been lawfully dedicated, pledged, or otherwise committed
16 to that debt service, so that the dedication, pledge, or commitment remains unimpaired and
17 continues as a charge against the county's share of the gasoline tax to the same extent that
18 it was a charge against any gasoline tax revenues under prior laws; and

19 (2) Then, as to the remainder of the county's share, to pay or finance:

20 (i) The cost of transportation facilities, as defined in § 3-101 of this
21 article;

22 (ii) For Talbot County, maintenance of private roads as authorized
23 in § 12-539 of the Local Government Article;

24 (iii) The construction, reconstruction, or maintenance of county
25 roads; [and]

26 (iv) Debt service on bonds or other evidences of obligation that, for
27 the construction, reconstruction, or maintenance of county roads, are lawfully issued on or
28 after June 1, 1947, by or for the county or by or for a municipality in the county that is not
29 receiving its own share under § 8-407 of this subtitle; **AND**

30 **(v) FOR DORCHESTER COUNTY, COSTS INCURRED FOR**
31 **LIGHTING THE HIGHWAYS.**

32 SECTION 2. AND BE IT FURTHER ENACTED, That this Act shall take effect July
33 1, 2017.