

# SENATE BILL 810

R2

1lr2598

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By: **Senator Zirkin**

Introduced and read first time: February 4, 2011

Assigned to: Budget and Taxation

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## A BILL ENTITLED

1 AN ACT concerning

2 **Baltimore County – Consolidated Transportation Program – Project**  
3 **Requests Subject to Advice and Consent of County Council**

4 FOR the purpose of making a request by the County Executive of Baltimore County to  
5 the Secretary of Transportation that a major capital project be considered for  
6 inclusion in the construction program of the Consolidated Transportation  
7 Program subject to the advice and consent of the County Council of Baltimore  
8 County; and generally relating to requests by Baltimore County to include  
9 certain projects in the Maryland Consolidated Transportation Program.

10 BY repealing and reenacting, without amendments,  
11 Article – Transportation  
12 Section 2–103.1(a)(1), (4), (7), and (10) and (c)(6)  
13 Annotated Code of Maryland  
14 (2008 Replacement Volume and 2010 Supplement)

15 BY repealing and reenacting, with amendments,  
16 Article – Transportation  
17 Section 2–103.1(c)(5)  
18 Annotated Code of Maryland  
19 (2008 Replacement Volume and 2010 Supplement)

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

22 **Article – Transportation**

23 2–103.1.

24 (a) (1) In this section the following words have the meanings indicated.

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EXPLANATION: CAPITALS INDICATE MATTER ADDED TO EXISTING LAW.

[Brackets] indicate matter deleted from existing law.



1 (4) “Major capital project” means any new, expanded, or significantly  
 2 improved facility or service that involves planning, environmental studies, design,  
 3 right-of-way, construction, or purchase of essential equipment related to the facility  
 4 or service.

5 (7) (i) “Proposing entity” means a government agency or political  
 6 subdivision that requests that a transportation project be included in the Consolidated  
 7 Transportation Program.

8 (ii) “Proposing entity” includes a county, a municipality, a  
 9 metropolitan planning organization, or a modal administration or any other agency of  
 10 the Department.

11 (10) “State transportation goals” means the goals described in the  
 12 Maryland Transportation Plan.

13 (c) (5) **(I)** For a major capital project to be considered for inclusion in  
 14 the construction program of the Consolidated Transportation Program, a request must  
 15 be submitted to the Secretary by the proposing entity along with a purpose and need  
 16 summary statement justifying the project that includes:

17 **[(i)] 1.** The location of the project, including a map of the  
 18 project limits, project area, or transportation corridor;

19 **[(ii)] 2.** The need for the project; and

20 **[(iii)] 3.** A discussion of how the project:

21 **[1.] A.** Addresses State transportation goals; and

22 **[2.] B.** Supports local government land use plans and  
 23 goals.

24 **(II) IN BALTIMORE COUNTY, A REQUEST BY THE COUNTY**  
 25 **EXECUTIVE TO THE SECRETARY THAT A MAJOR CAPITAL PROJECT BE**  
 26 **CONSIDERED FOR INCLUSION IN THE CONSTRUCTION PROGRAM OF THE**  
 27 **CONSOLIDATED TRANSPORTATION PROGRAM IS SUBJECT TO THE ADVICE AND**  
 28 **CONSENT OF THE COUNTY COUNCIL.**

29 (6) (i) The Department shall evaluate requests for major capital  
 30 projects based on the State’s goals and, as appropriate, criteria as determined by the  
 31 information submitted by the proposing entity and the availability of funding.

32 (ii) As part of the evaluation under this paragraph, the  
 33 Department shall acknowledge the difference between urban and rural transportation  
 34 needs.

1           SECTION 2. AND BE IT FURTHER ENACTED, That this Act shall take effect  
2    October 1, 2011.