

SENATE BILL 440

B1, R2

2lr0745

By: **Senators Garagiola, Benson, Colburn, Currie, Edwards, Forehand, Glassman, King, Klausmeier, Manno, Mathias, Middleton, Montgomery, Peters, Pinsky, Ramirez, Robey, Rosapepe, Stone, and Young**

Introduced and read first time: February 2, 2012

Assigned to: Budget and Taxation

A BILL ENTITLED

1 AN ACT concerning

2 **Highway User Revenue Distribution**

3 FOR the purpose of altering certain percentages of revenues credited to the Gasoline
4 and Motor Vehicle Revenue Account that are authorized to be used for certain
5 purposes; altering certain percentages of revenues credited to the Account that
6 are required to be distributed to Baltimore City, the counties, and certain
7 municipalities; repealing certain obsolete provisions; and generally relating to
8 the distribution of revenues credited to the Gasoline and Motor Vehicle Revenue
9 Account.

10 BY repealing and reenacting, with amendments,
11 Article – Transportation
12 Section 8–402 and 8–403
13 Annotated Code of Maryland
14 (2008 Replacement Volume and 2011 Supplement)

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

17 **Article – Transportation**

18 8–402.

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

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

EXPLANATION: CAPITALS INDICATE MATTER ADDED TO EXISTING LAW.

[Brackets] indicate matter deleted from existing law.



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

2 (2) Except as otherwise provided by law, two-thirds of the vehicle
3 titling tax;

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

6 (4) The revenue disbursed to this Account under § 2-614 of the Tax –
7 General Article; and

8 (5) 80 percent of the funds distributed on short-term vehicle rentals
9 under § 2-1302.1 of the Tax – General Article to the Transportation Trust Fund from
10 the sales and use tax.

11 (c) (1) Except as provided in paragraph (2) of this subsection, for each
12 fiscal year:

13 (i) [90.4%] **70%** of the revenue credited to the Account may be
14 used as provided in § 3-216 of this article; and

15 (ii) The balance of the Account shall be used to pay the
16 allocations of highway user revenues provided by this subtitle to the counties,
17 municipalities, and Baltimore City.

18 (2) For fiscal years [2010 through 2013,] **2013 THROUGH 2016**, the
19 Account shall be [distributed] **USED** as follows:

20 (i) [A portion to the General Fund of the State for fiscal years
21 2010 through 2012 as follows:

22 1. 19.5% for fiscal year 2010;

23 2. 23% for fiscal year 2011; and

24 3. 11.3% for fiscal year 2012;

25 (ii) A portion to be used as provided in § 3-216 of this article, as
26 follows:

27 1. [70% for fiscal year 2010;

28 2. 68.5% for fiscal year 2011;

29 3. Subject to paragraph (3) of this subsection, 79.8% for
30 fiscal year 2012; and

- 1 4.] 90% for fiscal year 2013;
- 2 2. **85% FOR FISCAL YEAR 2014;**
- 3 3. **80% FOR FISCAL YEAR 2015; AND**
- 4 4. **75% FOR FISCAL YEAR 2016; and**

5 [(iii) (II) The balance to be used to pay the allocations of
6 highway user revenues provided under this subtitle to the counties, municipalities,
7 and Baltimore City.

8 [(3) For fiscal year 2012, from the amount allocated to the
9 Transportation Trust Fund under paragraph (2)(i)3 of this subsection, \$40,000,000
10 shall be transferred from the Transportation Trust Fund to the Revenue Stabilization
11 Account established under § 7–311 of the State Finance and Procurement Article.]

12 8–403.

13 (a) Subject to §§ 3–307 and 3–308 of this article, and except as provided in
14 subsection (b) of this section, for each fiscal year, from the total highway user
15 revenues:

16 (1) An amount equal to [7.7%] **12.1%** of total highway user revenues
17 shall be distributed to Baltimore City in monthly installments;

18 (2) An amount shall be distributed to the counties at the times
19 specified in § 8–407 of this subtitle, to be allocated as provided in § 8–404 of this
20 subtitle, equal to [1.5%] **15.3%** of total highway user revenues; and

21 (3) An amount shall be distributed to the municipalities at the times
22 specified in § 8–407 of this subtitle, to be allocated as provided in § 8–405 of this
23 subtitle, equal to [0.4%] **2.6%** of total highway user revenues.

24 (b) (1) [For fiscal year 2010:

25 (i) The amount distributed to Baltimore City under this
26 subtitle shall equal 8.6% of total highway user revenues;

27 (ii) The amount distributed to the counties under this subtitle
28 shall equal 1.5% of total highway user revenues; and

29 (iii) The amount distributed to the municipalities under this
30 subtitle shall equal 0.4% of total highway user revenues.

1 (2) For fiscal year 2011:

2 (i) The amount distributed to Baltimore City under this
3 subtitle shall equal 7.9% of total highway user revenues;

4 (ii) The amount distributed to the counties under this subtitle
5 shall equal 0.5% of total highway user revenues; and

6 (iii) The amount distributed to the municipalities under this
7 subtitle shall equal 0.1% of total highway user revenues.

8 (3) For fiscal year 2012:

9 (i) The amount distributed to Baltimore City under this
10 subtitle shall equal 7.5% of total highway user revenues;

11 (ii) The amount distributed to the counties under this subtitle
12 shall equal 0.8% of total highway user revenues; and

13 (iii) The amount distributed to the municipalities under this
14 subtitle shall equal 0.6% of total highway user revenues.

15 (4)] For fiscal year 2013:

16 (i) The amount distributed to Baltimore City under this
17 subtitle shall equal 8.1% of total highway user revenues;

18 (ii) The amount distributed to the counties under this subtitle
19 shall equal 1.5% of total highway user revenues; and

20 (iii) The amount distributed to the municipalities under this
21 subtitle shall equal 0.4% of total highway user revenues.

22 **(2) FOR FISCAL YEAR 2014:**

23 **(I) THE AMOUNT DISTRIBUTED TO BALTIMORE CITY**
24 **UNDER THIS SUBTITLE SHALL EQUAL 8.5% OF THE TOTAL HIGHWAY USER**
25 **REVENUES;**

26 **(II) THE AMOUNT DISTRIBUTED TO THE COUNTIES UNDER**
27 **THIS SUBTITLE SHALL EQUAL 5.5% OF THE TOTAL HIGHWAY USER REVENUES;**
28 **AND**

29 **(III) THE AMOUNT DISTRIBUTED TO THE MUNICIPALITIES**
30 **UNDER THIS SUBTITLE SHALL EQUAL 1.0% OF THE TOTAL HIGHWAY USER**
31 **REVENUES.**

1 **(3) FOR FISCAL YEAR 2015:**

2 **(I) THE AMOUNT DISTRIBUTED TO BALTIMORE CITY**
3 **UNDER THIS SUBTITLE SHALL EQUAL 9.2% OF THE TOTAL HIGHWAY USER**
4 **REVENUES;**

5 **(II) THE AMOUNT DISTRIBUTED TO THE COUNTIES UNDER**
6 **THIS SUBTITLE SHALL EQUAL 9.5% OF THE TOTAL HIGHWAY USER REVENUES;**
7 **AND**

8 **(III) THE AMOUNT DISTRIBUTED TO THE MUNICIPALITIES**
9 **UNDER THIS SUBTITLE SHALL EQUAL 1.3% OF THE TOTAL HIGHWAY USER**
10 **REVENUES.**

11 **(4) FOR FISCAL YEAR 2016:**

12 **(I) THE AMOUNT DISTRIBUTED TO BALTIMORE CITY**
13 **UNDER THIS SUBTITLE SHALL EQUAL 10.5% OF THE TOTAL HIGHWAY USER**
14 **REVENUES;**

15 **(II) THE AMOUNT DISTRIBUTED TO THE COUNTIES UNDER**
16 **THIS SUBTITLE SHALL EQUAL 12.4% OF THE TOTAL HIGHWAY USER REVENUES;**
17 **AND**

18 **(III) THE AMOUNT DISTRIBUTED TO THE MUNICIPALITIES**
19 **UNDER THIS SUBTITLE SHALL EQUAL 2.1% OF THE TOTAL HIGHWAY USER**
20 **REVENUES.**

21 SECTION 2. AND BE IT FURTHER ENACTED, That this Act shall take effect
22 June 1, 2012.