

HOUSE BILL 290

R1
HB 296/16 – ENV

7lr0561

By: **Delegates Grammer, Anderton, Aumann, Beidle, Bromwell, Brooks, Buckel, Cassilly, Clark, Cluster, Ebersole, Folden, Fraser-Hidalgo, Gaines, Hettleman, Hill, Holmes, Impallaria, Jacobs, Jones, Knotts, Lafferty, Lam, Long, McComas, McDonough, Metzgar, Miele, Morgan, Morhaim, Otto, Robinson, Stein, Sydnor, Szeliga, West, Wivell, and P. Young**

Introduced and read first time: January 23, 2017

Assigned to: Environment and Transportation

A BILL ENTITLED

1 AN ACT concerning

2 **Maryland Transportation Authority – Vehicles Not Using Bridge – Toll**
3 **Prohibition**

4 FOR the purpose of prohibiting the Maryland Transportation Authority from charging a
5 toll at a toll plaza adjacent to a bridge that is a transportation facilities project for a
6 vehicle that does not traverse the bridge; requiring the Authority to direct, by
7 physical traffic management measures, vehicles that do not traverse the bridge into
8 a toll-free lane through the toll plaza or construct a lane bypassing the toll plaza for
9 use by vehicles that do not traverse the bridge; and generally relating to tolls and
10 Maryland Transportation Authority bridges.

11 BY repealing and reenacting, without amendments,
12 Article – Transportation
13 Section 4–101(h) and 4–312(a)(2)
14 Annotated Code of Maryland
15 (2015 Replacement Volume and 2016 Supplement)

16 BY repealing and reenacting, with amendments,
17 Article – Transportation
18 Section 4–312(c)
19 Annotated Code of Maryland
20 (2015 Replacement Volume and 2016 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**

EXPLANATION: CAPITALS INDICATE MATTER ADDED TO EXISTING LAW.

[Brackets] indicate matter deleted from existing law.



1 4–101.

2 (h) “Transportation facilities project” includes:

3 (1) The Susquehanna River Bridge, the Harry W. Nice Memorial Potomac
4 River Bridge, the William Preston Lane, Jr. Memorial Chesapeake Bay Bridge and parallel
5 Chesapeake Bay Bridge, the Baltimore Harbor Tunnel, the Fort McHenry Tunnel, the
6 Francis Scott Key Bridge, and the John F. Kennedy Memorial Highway, together with their
7 appurtenant causeways, approaches, interchanges, entrance plazas, toll stations, and
8 service facilities;

9 (2) A vehicle parking facility located in a priority funding area as defined
10 in § 5–7B–02 of the State Finance and Procurement Article;

11 (3) Any other project for transportation facilities that the Authority
12 authorizes to be acquired or constructed; and

13 (4) Any additions, improvements, or enlargements to any of these projects,
14 whenever authorized.

15 4–312.

16 (a) (2) As to all or any part of any transportation facilities project, the
17 Authority may:

18 (i) Fix, revise, charge, and collect rentals, rates, fees, tolls, and other
19 charges and revenues for its use or for its services; and

20 (ii) Contract with any person who desires its use for any purpose and
21 fix the terms, conditions, rentals, rates, fees, tolls, or other charges or revenues for this use.

22 (c) (1) Except as otherwise provided in this subsection, the rentals, rates, fees,
23 tolls, and other charges and revenues are not subject to supervision or regulation by any
24 instrumentality, agency, or unit of this State or any of its political subdivisions.

25 (2) This subtitle does not permit the exercise of any power or the
26 undertaking of any activity that would conflict with the provisions and limitations of the
27 federal Urban Mass Transportation Act of 1964.

28 (3) Tolls for the use of the bridge carrying the John F. Kennedy Memorial
29 Highway over the Susquehanna River may not be less than the comparable tolls charged
30 for the use of the Susquehanna River Bridge.

31 (4) **(I) AT A TOLL PLAZA ADJACENT TO A BRIDGE THAT IS A**
32 **TRANSPORTATION FACILITIES PROJECT, THE AUTHORITY MAY NOT CHARGE A TOLL**
33 **FOR A VEHICLE THAT DOES NOT TRAVERSE THE BRIDGE.**

(II) THE AUTHORITY SHALL:

1. DIRECT, BY PHYSICAL TRAFFIC MANAGEMENT MEASURES, VEHICLES THAT DO NOT TRAVERSE THE BRIDGE INTO A TOLL-FREE LANE THROUGH THE TOLL PLAZA; OR

2. CONSTRUCT A LANE BYPASSING THE TOLL PLAZA FOR USE BY VEHICLES THAT DO NOT TRAVERSE THE BRIDGE.

(5) Prior to fixing or revising tolls on any part of any transportation facilities project, the Authority shall provide, in accordance with § 2-1246 of the State Government Article, to the Senate Budget and Taxation Committee, Senate Finance Committee, House Appropriations Committee, and House Ways and Means Committee information on the proposed toll charges, including:

- (i) The annual revenues generated by the toll charges;
- (ii) The proposed use of the revenues; and
- (iii) The proposed commuter discount rates.

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