

Article – Transportation

9-204.

(a) In addition to the specific powers granted under this title, the Administration has the powers granted by this section.

(b) The Administration shall develop and coordinate policies and plans for the preservation, improvement, or provision of railroad transportation facilities and services.

(c) The Administration shall conduct project planning and preliminary engineering related to railroad transportation facilities.

(d) If necessary or useful in rendering railroad service or incidental activities, the Administration may:

(1) Subject to, and except when precluded by, the jurisdiction of the Interstate Commerce Commission, acquire, own, maintain, and control any interest in any property, whether by contract, purchase, condemnation, lease as lessor or lessee, license, gift, mortgage, or otherwise, in accordance with the approved transportation program, as provided in the State budget; and

(2) If the property is no longer required for the purposes of the Administration, sell, convey, or otherwise dispose of it.

9-301.

(a) (1) IN THIS SECTION, "RAILROAD CORRIDOR PROPERTY" MEANS ANY RAILROAD PROPERTY OWNED OR MAINTAINED BY A RAILROAD COMPANY OVER WHICH PASSENGER OR RAIL FREIGHT TRAFFIC MOVED FROM ONE DESTINATION TO ANOTHER, NOT TO EXCEED 100 FEET IN WIDTH, AND IS OR WAS SUBJECT TO THE INTERSTATE COMMERCE COMMISSION'S ABANDONMENT PROCESS.

(2) "RAILROAD CORRIDOR PROPERTY" DOES NOT INCLUDE A RAIL YARD, DEPOT, STATION, OR INDUSTRIAL PARK.

(B) (1) With the approval of the Board of Public Works, the Secretary or the Administration may acquire on behalf of this State, by gift, purchase, lease, condemnation, or otherwise, for any transportation related purpose, any railroad corridor property that has been abandoned pursuant to action or regulations of the Interstate Commerce Commission or other governing agency with jurisdiction in the matter.

(2) Any condemnation proceeding under this section shall be instituted and maintained in the name of this State and is governed by Title 12 of the Real Property Article.

[(b)] (C) If a railroad company intends to sell or otherwise dispose of any railroad corridor property that is located in this State and for which the company has received permission from the Interstate Commerce Commission or other governmental