

SEC. 11. *And be it further enacted*, That new Section 211-Q be, and it is hereby, added to Article 89-B of said Code and Supplement, title "State Roads," subtitle "Expenditure of Commission's Funds and Programming and Scheduling of Highway Projects," to follow immediately after Section 211-P thereof, and to be under the new subheading "Right of Way Revolving Fund," and to read as follows:

*RIGHT OF WAY REVOLVING FUND*

*211-Q.*

(a) *There is hereby established a fund, to be known as the "Right of Way Revolving Fund," which shall be funded in the manner hereinafter set forth in subsection (B) hereof. From said Right of Way Revolving Fund, the State Roads Commission is hereby authorized to expend not more than Five Million Dollars (\$5,000,000.00) annually to pay the cost of the acquisition of rights of way for State Highway System future projects scheduled for construction or reconstruction not more than five years subsequent to the fiscal year in which expenditures are made from said Fund for rights of way,* AND TO PAY THE COST OF THE ACQUISITION OF RIGHTS OF WAY FOR ANY HIGHWAY PROJECT DESIGNATED AS AN EXPRESSWAY OR LIMITED ACCESS HIGHWAY AND INCLUDED IN THE COMMISSION'S 20-YEAR NEEDS STUDY AND ALSO INCLUDED IN THE MASTER PLAN OF HIGHWAYS APPROVED BY ANY POLITICAL SUBDIVISION OF THE STATE. *The cost of the acquisition of said rights of way which is to be paid from said Fund shall include (1) the cost of preliminary and other engineering of said projects, (2) the consideration, including consequential damages, paid to the owner or owners of the interests in real or other property acquired by the State Roads Commission for said rights of way, and (3) the costs incurred by the Commission for appraisals, legal services, court costs, recording of documents of title and other related and necessary services in acquiring such property or interests therein.*

(b) *The Right of Way Revolving Fund shall initially be established and augmented with the proceeds from the bond issue authorized by Chapter....., THE Laws of Maryland 1968 (Senate House Bill 221) and known as the "State Roads Commission Future Rights of Way Revolving Fund Loan of 1968." When the contracts for the projects for which the rights of way were purchased from the Fund are awarded for construction, then the Comptroller of the State Roads Commission shall charge the cost of the rights of way so paid from the Fund against said contracts and cause a credit to be made to the Right of Way Revolving Fund from which said cost was originally taken, to the end that said Fund shall be fully reimbursed for the cost of acquisition of said rights of way and shall then have monies available for the acquisition of additional rights of way for future projects in accordance with this section.*

~~(d)~~ (C) *The Right of Way Revolving Fund shall be specially designated by the Comptroller of the State Roads Commission on the books of said Commission. The Commission shall so keep its accounts relating to said Fund as to make readily obtainable information on the applicable items listed in Section 197 of this article.*