

[(c)] State road.—The term “State road” means any public road included in the State highway system.]

(b) STATE ROAD AND STATE HIGHWAY.—The terms “State road” and “State highway” mean any public road or highway owned by the State.

[(d)] (c) COUNTY ROADS.—The term “county roads” means any public roads, excluding State roads, and including hard-surfaced or paved streets of municipalities (except Baltimore City), title to which, or the easement for the use of which, is vested in a public body or governmental agency by grant, condemnation or dedication. Special taxing areas, districts and other political subdivisions of the State, except the counties, shall be deemed to be municipalities for the purpose of this definition.

(d) PRIMARY HIGHWAY.—The term “Primary highway” means a State highway which has been designated a primary highway by the State Highway Administration with the approval of the Secretary of Transportation.

(e) SECONDARY HIGHWAY.—The term “Secondary highway” means a State road which is neither a primary highway nor a part of the Interstate system.

(f) STATE HIGHWAY SYSTEM.—The term “State highway system” means the system of State-owned Primary and Secondary highways throughout the State.

[(e)] (g) MAINTENANCE.—The word “maintenance” means the process of upkeep and repair, other than reconstruction and relocation, by which a road, building, equipment and other property are kept in an ordinarily efficient operating condition.

7.

(a) In addition to any other powers and duties prescribed by law the State Highway Administration shall have the power and duty, subject to approval by the Secretary of Transportation or when appropriate the Maryland Transportation Authority, to do all that is necessary for the planning, selection, construction, improvement and maintenance of the State highway system. The powers and duties prescribed by this section shall be performed in accordance with applicable provisions of State and Federal law and shall include but not be limited to those enumerated below.

(b) The Administration may acquire for the State of Maryland by agreement, gift, grant, purchase or condemnation proceedings as prescribed by the provisions of Article 33A of the Annotated Code of Maryland, any private property, rights or easements, for public purpose, that may be, in its judgment desirable or necessary to perform the duties imposed by this Article, provided that the authority and function vested in the State Roads Commission by Article III, Section 40B of the Maryland Constitution shall be performed by said Commission.

(c) The Administration may consult and confer, and negotiate and conclude agreements with any agency of the United States Government, representatives of other states, governmental agencies within the State of Maryland and any person, corporation, association or other entity in furtherance of the duties and purposes of this Article.