

The present statement that, for purposes of this section, the Administration "may exercise any of the powers conferred upon it by this article or elsewhere" is deleted as an unnecessary statement of the obvious (cf., e.g., §8-204 (i) of this title).

The last sentence of present §74, which confirms the authority of the Administration to require a railroad to contribute its "statutory apportionment" of the costs of railroad grade crossing improvements, is deleted as unnecessary; as to this apportionment, see Subtitle 6, Part VIII of this title.

8-506. PAYMENT FOR RELOCATION OF PUBLICLY OWNED UTILITY FACILITIES.

(A) DEFINITIONS.

(1) IN THIS SECTION THE FOLLOWING WORDS HAVE THE MEANINGS INDICATED.

(2) "PUBLICLY OWNED UTILITY" MEANS A UTILITY OWNED OR OPERATED BY A POLITICAL SUBDIVISION OF THIS STATE OR BY A PUBLIC AGENCY CREATED UNDER THE LAWS OF THIS STATE.

(3) "RELOCATE" INCLUDES REALIGN, RAISE, LOWER, REBUILD, OR REMOVE.

(B) WHEN PAYMENT REQUIRED.

(1) EXCEPT AS PROVIDED IN PARAGRAPH (2) OF THIS SUBSECTION, IF, AS A RESULT OF THE CONSTRUCTION, RECONSTRUCTION, OR IMPROVEMENT OF AN INTERSTATE HIGHWAY, IT IS NECESSARY TO RELOCATE ANY FACILITY OF A PUBLICLY OWNED UTILITY, THE ADMINISTRATION SHALL PAY TO THE OWNER OF THE FACILITY, WITHOUT REGARD TO THE GOVERNMENTAL FUNCTION OF THE UTILITY, THE COST TO THE UTILITY OF THE RELOCATION, LESS ANY INCREASE IN THE VALUE OF THE NEW FACILITY AND THE SALVAGE VALUE OF THE OLD FACILITY.

(2) THE ADMINISTRATION IS REQUIRED TO MAKE THIS PAYMENT FOR RELOCATION ONLY:

(I) IF FEDERAL FUNDS ARE AVAILABLE TO THIS STATE UNDER §§ 108(E), AND 111 OF THE FEDERAL-AID HIGHWAY ACT OF 1956 FOR REIMBURSEMENT OF ALL OR PART OF THE PAYMENT; AND

(II) IF THE PAYMENT OTHERWISE WOULD BE REQUIRED FOR RELOCATION OF A FACILITY OF A NONPUBLICLY OWNED UTILITY.

(C) EFFECT OF ADMINISTRATION REGULATIONS AND