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# VIRGINIA STATE BUDGET

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1998 Session

## Budget Bill - HB29 (Introduced)

Bill Order » Office of Transportation » Item 505

Department of Transportation

Item 505 (Not set out)	First Year - FY1997	Second Year - FY1998
<b>Highway System Acquisition and Construction (60300)</b>	<b>\$905,760,982</b>	<b>\$1,055,140,939</b>
Access Roads and other Construction (60302)	\$149,969,600	\$189,556,561
Interstate Construction (60303)	\$146,575,000	\$193,528,000
Primary Construction (60304)	\$174,295,010	\$192,205,827
Secondary Construction (60306)	\$179,646,720	\$203,535,074
Urban Construction (60307)	\$139,102,240	\$155,542,685
Construction Management (60309)	\$59,357,412	\$61,228,992
Transportation Improvement District Debt Service (60311)	\$5,950,000	\$6,070,000
Designated Highway Corridor Development Programs (60312)	\$40,000,000	\$42,000,000
Financial Assistance for Roads and other Construction (60313)	\$10,865,000	\$11,473,800
Fund Sources:		
General	\$40,000,000	\$45,000,000
Special	\$200,000	\$0
Commonwealth Transportation	\$859,610,982	\$1,004,070,939
Trust and Agency	\$5,950,000	\$6,070,000

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Authority: Title 33.1, Chapter 1 and §§ [58.1-815](#) and [58.1-815.1](#), Code of Virginia; Chapters 653 and 676, Acts of Assembly of 1988; Chapter 8, 9, and 12, Acts of Assembly of 1989, Special Session II; and Chapter 391, Acts of Assembly of 1993.

A.1. Out of the amounts for Financial Assistance for Roads and other Construction, \$7,000,000 the first year and \$7,000,000 the second year from the Commonwealth Transportation Fund shall be allocated for purposes set forth in §§ [33.1-221](#), [33.1-221.1:1](#), and [33.1-223](#), Code of Virginia. Of this amount, the allocation for Recreational Access Roads shall be \$1,500,000 the first year and \$1,500,000 the second year. Any balance in the Industrial, Airport and Rail Access program at the end of each fiscal year that exceeds an amount equal to the annual appropriation shall be available in the next fiscal year for allocation to other transportation programs.

2. Out of unobligated balances for Recreational Access Roads in the second year, \$1,500,000 shall be provided for the construction of the Daniel Boone Wilderness Trail in Lee County. If Recreational Access Program unobligated balances are insufficient in the second year to provide the full funding, the remaining necessary funds shall be provided from unobligated balances in the Industrial, Airport, or Rail Access Program.

B. Out of the amounts for Financial Assistance for Roads and other Construction the following amounts shall be provided for financial assistance to localities and regional agencies for transportation planning: \$3,865,000 the first year and \$3,906,300 the second year from the Commonwealth Transportation Fund.

C. The amount shown for Transportation Improvement District Debt Service shall be derived from payments made to the Transportation Trust Fund pursuant to the Contract between the State Route 28 Highway Transportation Improvement District and the Commonwealth Transportation Board dated September 1, 1988. The contract payments may be supplemented from primary funds allocated to the highway construction district in which the project financed is located, or from the secondary system construction allocation to the county or counties in which the project financed is located, and from any other lawfully available revenues of the Transportation Trust Fund, as may be necessary to meet debt service obligations. The payment of debt service shall be for the bonds issued under the "Commonwealth of Virginia Transportation Contract Revenue Bond Act of 1988" (Chapters 653 and 679, Acts of Assembly of 1988). Funds required to pay the total debt service on the bonds in the amount of \$8,801,398 for the first year and \$8,805,398 for the second year shall be transferred to the Treasury Board pursuant to the Amended and Restated Payment Agreement between the Commonwealth Transportation Board and Amended and Restated the Treasury Board dated April 1, 1992.

D.1. Out of the amounts for Designated Highway Corridor Development Programs, \$40,000,000 the first year and \$42,000,000 the second year shall be paid from the general fund to the U.S. Route 58 Corridor Development Fund, hereinafter referred to as the "Fund", established pursuant to § 58.1-815, Code of Virginia. This payment shall be in lieu of the deposit of state recordation taxes to the Fund, as specified in the cited Code section and shall be made on July 1 of each year. Said recordation taxes which would otherwise be deposited to the Fund shall be retained by the general fund.

2. Pursuant to the "U.S. Route 58 Commonwealth of Virginia Transportation Revenue Bond Act of 1989" (Chapters 8, 9 and 12, Acts of Assembly of 1989, Special Session II), the amounts of \$22,274,867 the first year and \$22,271,587 the second year shall be available from the Fund for debt service for the bonds previously issued pursuant to said act. Such amounts shall be transferred to the Treasury Board pursuant to the Payment Agreement between the Commonwealth Transportation Board, the Treasury Board and the Secretary of Finance dated November 1, 1989.

3. Pursuant to the "U.S. Route 58 Commonwealth of Virginia Transportation Revenue Bond Act of 1989" (Chapters 8, 9 and 12, Acts of Assembly of 1989, Special Session II), amounts estimated at \$17,725,133 the first year and \$19,728,413 the second year shall be available from the Fund for debt service for any additional bonds issued pursuant to said act. Such amounts shall be transferred to the Treasury Board pursuant to the Payment Agreement between the Commonwealth Transportation Board, the Treasury Board and the Secretary of Finance dated November 1, 1989.

4. It is the intent of the General Assembly that during the 1998-2000 biennium, the Route 58 Corridor Development Program shall be funded such that the Program is able to support its full amount of authorized debt.

E.1. The Commonwealth Transportation Board shall maintain the Northern Virginia Transportation District Fund hereinafter referred to as the "Fund," which shall include funds transferred from Item 270 of this act to this Item, and up to \$3,000,000 from the general fund appropriated from this Item in the second year, conditional upon the fund not containing sufficient revenues in Item 270 to fully support the issuance of bonds at a total authorized level of \$271,000,000 for Category 1 and Category 2 projects, for the purposes provided in the Northern Virginia Transportation District, Commonwealth of Virginia Revenue Bond Act of 1993 (Chapter 391, Acts of Assembly of 1993) and for the purposes provided in Chapters 470 and 597, Acts of Assembly of 1994, amendments to the Northern Virginia Transportation District, Commonwealth of Virginia Revenue Bond Act of 1993.

2. Amounts required for debt service shall be transferred from the Fund to the Treasury Board pursuant to a Payment Agreement entered into by the Commonwealth Transportation Board, the Treasury Board and the

Secretary of Finance dated August 15, 1993 and the Supplemental Payment Agreement dated January 15, 1995. If such transfer is required prior to the receipt of sufficient recordation taxes to the Fund in an amount equal to or exceeding the amount required for debt service, a treasury loan is hereby authorized pursuant to § 4-3.02 of this act to the Department of Transportation for the required amount, to be repaid upon receipt of recordation taxes.

3. Pursuant to the Payment Agreement dated August 15, 1993 and the Supplemental Payment Agreement dated January 15, 1995 each between the Commonwealth Transportation Board, the Treasury Board and the Secretary of Finance, funds required to pay debt service on the bonds issued under the Northern Virginia Transportation District, Commonwealth of Virginia Revenue Bond Act of 1993, Chapter 391, Acts of Assembly of 1993 as amended by Chapter 470 and 597 of the Acts of Assembly of 1994, in an amount of \$14,063,043 the first year and \$14,058,443 the second year shall be paid to the Trustee for the bondholders by the Treasury Board after transfer of this amount to the Treasury Board from the Department of Transportation, pursuant to Item 287 of this act and § 58.1-815.1, Code of Virginia.

4. Pursuant to an additional supplemental Payment Agreement to be entered into by and between the Commonwealth Transportation Board, the Treasury Board and the Secretary of Finance, funds required to pay debt service on any remaining bonds issued under the 1994 amendments (Chapter 470 and 597, Acts of Assembly of 1994) to the Northern Virginia Transportation District, Commonwealth of Virginia Revenue Bond Act of 1993 (Chapter 391, Acts of Assembly of 1993), in an amount estimated at \$2,936,957 the first year and \$5,941,557 the second year as may be required, shall be paid to the Trustee for the bondholders by the Treasury Board. Such amounts shall be transferred from the Fund to the Treasury Board pursuant to a supplemental payment agreement.

5. Should the actual distribution of recordation taxes to the localities set forth in § 58.1-815.1, Code of Virginia exceed the amount required for debt service on the bonds issued pursuant to the above act, such excess amount shall be transferred to the Northern Virginia Transportation District Fund in furtherance of the program described in § 33.1-221.1:3, Code of Virginia.

6. Should the actual distribution of recordation taxes to said localities be less than the amount required to pay debt service on the bonds, the Commonwealth Transportation Board is authorized to meet such deficiency, to the extent required, from funds identified in Enactment No. 1, Section 11, of Chapter 391, Acts of Assembly of 1993.

F.1. The Commonwealth Transportation Board shall maintain the City of Chesapeake account of the Set-aside Fund, pursuant to § 58.1-816.1 which shall include funds transferred from Item 270 of this act to this item, including such local revenues from the City of Chesapeake as may be received pursuant to a contract or other alternative mechanism for the purpose provided in the Oak Grove Connector, City of Chesapeake Commonwealth of Virginia Transportation Program Revenue Bond Act of 1994.

2. Amounts required for debt service shall be transferred from the Set-aside Fund to the Treasury Board pursuant to a Payment Agreement to be entered into by the Commonwealth Transportation Board, Treasury Board and the Secretary of Finance. If such transfer is required prior to the receipt of sufficient recordation taxes and such local revenues from the City of Chesapeake as may be received pursuant to a contract or other alternative mechanism to the Set-aside Fund in an amount required for debt service, a treasury loan is hereby authorized pursuant to § 4-3.02 of this act to the Department of Transportation for the required amount, to be repaid upon the receipt of recordation taxes and such local revenues from the City of Chesapeake as may be received pursuant to a contract or other alternative mechanism. Pursuant to the Oak Grove Connector, Commonwealth of Virginia Transportation Program Revenue Bond Act of 1994 (Chapters 233 and 662, Acts of Assembly of 1994), an amount estimated at \$2,543,000 the first year and \$2,543,000 the second year shall be available from the City of Chesapeake account of the Set-aside Fund for debt service for the bonds issued pursuant to said act.

3. Should the actual distribution of recordation taxes and such local revenues from the City of Chesapeake as may be received pursuant to a contract or other alternative mechanism to the City of Chesapeake account of the Set-aside Fund be less than the amount required to pay debt service on the bonds, the Commonwealth Transportation

Board is authorized to meet such deficiency, pursuant to Enactment No. 1, Section 11 of the Oak Grove Connector, City of Chesapeake Commonwealth of Virginia Transportation Program Revenue Bond Act of 1994 (Chapters 233 and 662, Acts of Assembly of 1994).

G. The amounts shown as Commonwealth Transportation Funds are appropriated from the Transportation Trust Fund.

H. Out of this appropriation \$500,000 shall be allocated the first year and \$250,000 the second year to administer and implement the Alternative Fuels Revolving Fund and Program pursuant to the Code of Virginia, § 33.1-223.3, et seq. Of this amount, 50 percent shall be funded by Department of Motor Vehicles Special Funds, with the remainder coming from the Transportation Trust Fund. It is the intent of the General Assembly that no additional state funds be provided for this program beyond this biennium.

I.1. There shall be created within the Transportation Trust Fund a special nonreverting fund to facilitate the recommendations of Senate Document 12 (1996), "Proposed Financing Plan for the Route 168 South/South Battlefield Boulevard Bypass." Such fund shall be known as the Route 168 South Improvement Fund and shall consist of local contributions, allocations from the Transportation Trust Fund, proceeds from any bonds sold to finance such improvements, any other funds that may be made available for the project and designated for this fund, and all interest, dividends and appreciation which may accrue thereto.

2. Out of this appropriation, \$200,000 shall be deposited in the first year to the Route 168 South Improvement Fund from balances in the special fund of the Department of Motor Vehicles and \$125,000 in the second year from unobligated access program funds. These funds shall be used for planning and development purposes.

J. Upon the selection of the corridor for the "Coalfields Expressway" by the Commonwealth Transportation Board, the Department of Transportation shall identify certain segments to begin preliminary engineering in the 1996-98 biennium. The Department of Transportation shall report back to the Chairmen of the Senate Finance and House Appropriations Committees prior to the 1998 Session on its progress in conducting preliminary engineering on these segments.

K. It is the intent of the General Assembly that the Commonwealth Transportation Board and the Virginia Department of Transportation proceed expeditiously with the preliminary engineering for I-73.

L. The Department of Transportation shall perform a study of the costs, traffic impacts, and environmental consequences of allowing single occupant vehicle access between the Fairfax County Parkway, the Franconia-Springfield Parkway, and I-95 in Springfield. The study shall include participation by the Department of Rail and Public Transportation, all affected localities, the Washington Metropolitan Area Transit Authority, and others as deemed appropriate by the Department. No design or construction funds shall be expended on any such project until the Department of Transportation reports to the Commonwealth Transportation Board and to the Senate Finance, and the House Appropriations Committees on the results of this study.

M. The \$1,704,678 from the general fund appropriated for this program in Item 605 of Chapter 853, 1995 Acts of Assembly, has been reappropriated and used by the Department of Transportation for Transportation Trust Fund purposes.

N. The Department of Transportation, in conjunction with the Virginia Economic Development Partnership, shall perform a study of the feasibility and cost of upgrading and/or providing new rest stops along Virginia's interstate highway network. This study shall present options that consider such issues as safety, tourist amenities, appearance, and cleanliness. The study shall be presented to the General Assembly no later than December 1, 1997.

O. Out of this appropriation additional federal funds of \$89,234,561 shall be allocated as required by federal law from the "Access Roads and other Construction" subprogram in the following manner: \$67,761,323 for statewide

purposes at the discretion of the Commonwealth Transportation Board; \$14,507,496 for regional purposes; \$3,482,871 for enhancement purposes; and \$3,482,871 for safety purposes. In addition, \$14,548,439 shall be allocated as required by federal law to other subprograms in the following manner: \$9,208,392 for Secondary Construction; \$3,918,467 for Urban Construction; and \$1,421,580 for Construction Management.