2024 Special Session I

Budget Bill - HB6001 (Chapter 2)

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Department of Transportation

Item 438	First Year - FY2025	Second Year - FY2026
Highway Construction Programs (60300)	**$3,999,337,848**	**$3,599,507,188**
Highway Construction Program Management (60315)	$60,304,093	$61,760,315
Virginia Highway Safety Improvement Program (60317)	$118,307,520	$138,192,947
Interstate Operations and Enhancement Program (60318)	$301,465,670	$608,663,750
State of Good Repair Program (60320)	$390,184,341	$449,840,621
High Priority Projects Program (60321)	$279,166,528	$318,937,383
Construction District Grant Programs (60322)	$419,864,983	$445,419,414
Specialized State and Federal Programs (60323)	$2,323,044,713	$1,469,692,758
Legacy Construction Formula Programs (60324)	$107,000,000	$107,000,000
Fund Sources:		
General	$70,000,000	$0
Commonwealth Transportation	$3,346,886,160	$2,896,763,251
Trust and Agency	$314,278,856	$227,856,469
Dedicated Special Revenue	$268,172,832	$474,887,468

Authority: Title 33.2, Chapter 3; Code of Virginia; Chapters 8, 9, and 12, Acts of Assembly of 1989, Special Session II.

A. From the appropriation for specialized state and federal programs funds shall be distributed as follows:

1. An estimated $139,051,777 the first year and $141,832,808 the second year in federal state and matching funds shall be allocated for regional Surface Transportation Block Grant Funds and distributed to applicable metropolitan planning organizations pursuant to 23 USC 133;

2. An estimated $39,388,593 the first year and $39,209,948 the second year in federal funds shall be allocated for the Promoting Resilient Operations for Transformative, Efficient, and Cost-saving Transportation Program pursuant to 23 USC 176;

3. An estimated $88,431,657 the first year and $79,345,583 the second year in federal and state matching funds shall be allocated for the Congestion Mitigation Air Quality program pursuant to 23 USC 149;

4. $100,000,000 the first year and $100,000,000 the second year shall be allocated for the Revenue Sharing Program

pursuant to § 33.2-357, Code of Virginia;

5. An estimated $31,350,242 the first year and $33,327,295 the second year in federal funds shall be allocated for the Surface Transportation Block Grant Program Set-Aside to 23 USC 133(h).

6. An estimated $1,177,540,736 the first year and $490,484,102 the second year in appropriation represents the estimated project participation costs from localities and regional entities.

7. $152,200,000 the first year in this appropriation represents the bond proceeds to be used for the Route 58 Corridor Development Program.

8. An estimated $34,640,380 in the first year and $34,483,269 in the second year in federal and funds shall be allocated for the Carbon Reduction Program pursuant to 23 USC 175.

B. Notwithstanding § 33.2-358, Code of Virginia, the proceeds from the lease or sale of surplus and residue property purchased under this program in excess of related costs shall be applied to the State of Good Repair Program pursuant to § 33.2-369, Code of Virginia. Proceeds must be used on Federal Title 23 eligible projects.

C. The Director of the Department of Planning and Budget is authorized to increase the appropriation as needed to utilize amounts available from prior year balances in the dedicated funds and adjust items to the most recent Commonwealth Transportation Board budget.

D. Funds appropriated for legacy formula construction programs shall be used for the purposes enumerated in subsection C of § 33.2-358, Code of Virginia, or as previously appropriated.

E. Included in the amounts for specialized state and federal programs is the reappropriation of $492,646,785 the first year and $442,646,785 the second year from bond proceeds or dedicated special revenues for anticipated expenditure of amounts collected in prior years. The amounts will be provided from balances in the Capital Projects Revenue Bond Fund, Federal Transportation Grant Anticipation Revenue Bond Fund, Northern Virginia Transportation District Fund, State Route 28 Highway Improvement District Fund, U.S. Route 58 Corridor Development Fund, Interstate 81 Corridor Improvement Program, Interstate Operations and Enhancement Program, Concession Funds from the Interstate 95 Express Lanes and Interstate 66 Outside-the-Beltway Project Agreements and the Priority Transportation Fund. These amounts were originally appropriated when received or forecasted and are not related to estimated revenues of the current biennium.

F. The Director of the Department of Planning and Budget is authorized to increase the appropriation as needed to utilize amounts available from prior year balances in the Concession Payments Account to support project activities.

G. Included in the amounts for district grant programs is $118,900,000 the first year and $122,800,000 the second year from the regional fuels tax distributed pursuant to subsection E of § 58.1-2299.20.

H. In the instance where there is a reduction in the prescribed weight of any vehicle or combination of vehicles passing over any bridge, or bridges constituting a part of the interstate, primary, or secondary system of highways, in addition to posting signage in accordance with § 46.2-1104, Code of Virginia, the Department shall make a good faith effort to notify businesses in the surrounding area of the reduction in prescribed weight via electronic, telephone or mail as well as posting in local media in the surrounding localities. The Department shall continue to maintain an updated website, and related social media pages, and shall work with its local partners to develop an electronic communication list to facilitate seamless notification of all businesses using the route for transportation purposes in the surrounding area.

I. Appropriations from the general fund provided in this item shall be transferred to the appropriate nongeneral

fund detail for expenditure.

J. Notwithstanding any other provision of law, any general fund amounts allocated by the Commonwealth Transportation Board in the Six-Year Improvement Program to a transportation project that are unspent at the end of the fiscal year shall not revert to the general fund, but shall be carried over to the next fiscal year for the identified purposes.

K.1. The Commonwealth Transportation Board shall provide up to $90,000,000, no more than $15,000,000 in any individual year, to the Transportation Partnership Opportunity Fund established pursuant to § 33.2-1529.1, Code of Virginia, out of the revenue of the Commonwealth Transportation Fund in the Six-Year Financial Plan adopted prior to July 1, 2023 for fiscal years 2025 through 2030.

2. Notwithstanding any other provision of law, any proposed direction of funds by the Governor for transportation projects under the Transportation Partnership Opportunity Fund pursuant to § 33.2-1529.1 (C)(2) of the Code of Virginia in excess of $20.0 million for any one project, and any cumulative direction of funds pursuant to that subdivision in excess of $50.0 million during a biennium, shall be subject to approval by the MEI Project Approval Commission established pursuant to § 30-309, Code of Virginia, and the Commission shall complete such review within 21 days of submission. Absent a recommendation within such 21-day period that the funds should not be directed, or in the event that the Commission does not provide a recommendation within such 21-day period, the funds shall be directed.

L. Out of this appropriation, $70,000,000 the first year from the general fund is provided to support the advancement of projects in the Interstate 81 Corridor Improvement Program.

M. Notwithstanding the provisions of § 33.2-214, E. of the Code of Virginia, the Commonwealth Transportation Board may advance preliminary engineering and right-of-way activities prior to full funding for construction for projects in the Interstate 81 Corridor Improvement Program as adopted by the Board. The anticipated funding for the construction of the project must be planned for within the subsequent three years after the Six-Year Improvement Program. The Department of Transportation shall report to the Chairs of the House Appropriations, House Transportation, Senate Finance and Appropriations, and Senate Transportation Committees on any projects advanced in this manner.

N. Out of the unexpended funds provided during the 2022-24 biennium for the planning and construction of multi-use trails, $7,500,000 from the unobligated balances shall be allocated for the continued development of the Fall Line Trail.