

## **Department of Planning and Budget 2009 Fiscal Impact Statement**

**1. Bill Number:** SB1368

House of Origin    ☐ Introduced    ☒ Substitute    ☐ Engrossed  
Second House      ☐ In Committee    ☐ Substitute    ☐ Enrolled

**2. Patron:** Barker

**3. Committee:** Senate Transportation

**4. Title:** Allocation of maintenance funds among highway systems.

**5. Summary:** The proposed legislation would require the Commonwealth Transportation Board (CTB) to base the allocation of highway maintenance funds on achieving a minimal level of disparity among the Virginia Department of Transportation's (VDOT) highway construction districts in meeting asset management performance standards established under § 33.1-13.02, Code of Virginia. That Code section requires VDOT to prepare a report on the condition of and needs for maintaining and operating the existing transportation infrastructure in the Commonwealth for all asset management and maintenance, based on an asset management methodology.

The Code of Virginia directs the CTB to allocate each year the funds it deems reasonable and necessary for the maintenance of state-maintained highways, city and town maintenance payments and payments to counties that have elected to withdraw from the state secondary system. If the amount necessary for maintenance is greater than the funds available, the CTB is authorized to transfer funding from the construction program.

The proposed legislation contains an enactment clause directing that the provisions of the bill be phased in and fully implemented by the beginning of FY 2015.

**6. Fiscal Impact Estimates:** Preliminary. See Item 8.

**7. Budget Amendment Necessary:** None.

**8. Fiscal Implications:** Currently, the allocation of maintenance funds is based on meeting the needs as determined by the CTB. Although this proposed legislation has no impact on the total amount of maintenance funding, it may alter the allocation of maintenance funds if the focus shifts from meeting such needs to minimizing disparity among the recipients of the maintenance funds.

**9. Specific Agency or Political Subdivisions Affected:** Commonwealth Transportation Board, Department of Transportation

**10. Technical Amendment Necessary:** None.

**11. Other Comments:** None.

**Date:** 2/9/2009 dpb/smc

**Document:** G:\GA\FIS 2009\SB1368S1.doc

cc: Secretary of Transportation