

Department of Planning and Budget 2009 Fiscal Impact Statement

1. Bill Number: HB2425

House of Origin X Introduced Substitute Engrossed
Second House In Committee Substitute Enrolled

2. Patron: May

3. Committee: House Transportation

4. Title: **Primary and secondary system of state highways**

5. Summary: The proposed legislation would provide for the transfer of roads, bridges, and streets from the primary system of state highways to the local system of roads operated by certain localities, if such a transfer is requested by the local governing body. Currently, the Code only allows for transfers of such facilities from the state-maintained primary system to the state-maintained secondary system. If a locality has withdrawn from the state's secondary system, the Code does not allow for the transfer of highway facilities to the locality.

The bill also provides that any county choosing to resume responsibility over the secondary roads within its boundaries shall be deemed to have withdrawn from the secondary system of state highways and will receive maintenance payments from the state.

The provision will allow localities to withdraw from the secondary system of highways. Counties were given the option of joining the secondary system in 1932. The Code does not presently provide a process through which a county may withdraw from the secondary system if it so desires. The bill will provide such a process. Counties that withdraw will have authority and control over the secondary system of highways within their boundaries and receive maintenance payments from VDOT.

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

7. Budget Amendment Necessary: None.

8. Fiscal Implications: The Department of Transportation maintains roads, bridges and streets on the primary system. Counties which withdraw from the secondary system of highways receive payments from VDOT to maintain the roads, bridges and streets within their jurisdictions. The transfers would have to be requested by the locality. To the extent that such transfers are made or localities withdraw from the secondary system, the burden of maintaining roads, bridges and streets would be shifted to the locality. The fiscal impact of any such transfers cannot be determined at this time.

9. Specific Agency or Political Subdivisions Affected: Department of Transportation

10. Technical Amendment Necessary: None.

11. Other Comments: None.

Date: 1/23/2009 dpb/smc

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cc: Secretary of Transportation