

1 VIRGINIA ACTS OF ASSEMBLY — CHAPTER

2 *An Act to amend the Code of Virginia by adding in Chapter 6 of Title 33.2 a section numbered*
3 *33.2-616, relating to the DRIVE SMART Virginia Education Fund.*

4 [H 2015]

5 Approved

6 **Be it enacted by the General Assembly of Virginia:**

7 **1. That the Code of Virginia is amended by adding in Chapter 6 of Title 33.2 a section numbered**
8 **33.2-616 as follows:**

9 *§ 33.2-616. Electronic toll collection device; DRIVE SMART Virginia Education Fund*
10 *contribution.*

11 *A. The Department shall establish a method by which holders of an account for an electronic toll*
12 *collection device that is the property of the Commonwealth may opt to make a voluntary contribution to*
13 *the DRIVE SMART Virginia Education Fund through electronic means.*

14 *B. There is hereby created in the state treasury a special nonreverting fund to be known as the*
15 *DRIVE SMART Virginia Education Fund, referred to in this section as "the Fund." DRIVE SMART*
16 *Virginia is a nonprofit organization exempt from taxation under § 501(c)(3) of the Internal Revenue*
17 *Code. The Fund shall be established on the books of the Comptroller. All funds collected pursuant to*
18 *subsection A shall be paid into the state treasury and credited to the Fund. Interest earned on moneys*
19 *in the Fund shall remain in the Fund and be credited to it. Any moneys remaining in the Fund,*
20 *including interest thereon, at the end of each fiscal year shall not revert to the general fund but shall*
21 *remain in the Fund. Moneys in the Fund, less costs of administration incurred and withheld by the*
22 *Department, shall be used solely for the purposes of supporting educational projects in the*
23 *Commonwealth through DRIVE SMART Virginia's existing network of education, corporate, and*
24 *community partners in an effort to improve behavior, raise awareness, and educate members of the*
25 *general public in workplaces, schools, municipalities, and other locations on issues related to safe*
26 *driving. Such issues shall include work zone safety, sharing the road with bicyclists and pedestrians,*
27 *teen driver safety, occupant protection, designated driving, distracted road users, and other issues as*
28 *needed. DRIVE SMART Virginia shall submit an annual report to the Secretary regarding its use of*
29 *disbursements from the Fund. Expenditures and disbursements from the Fund shall be made by the State*
30 *Treasurer on warrants issued by the Comptroller upon written request signed by the Secretary.*