

1 CHAPTER.

2 U.S. ROUTE 58 CORRIDOR DEVELOPMENT FUND AND PROGRAM.

3 **Drafting note: One section from existing Article 15 of Chapter 1 of Title 33.1 and**
4 **one section from Title 58.1 are relocated here as Chapter __ of proposed Title 33.2 because**
5 **both are related to a local and regional transportation issue, specifically the development**
6 **of the U.S. Route 58 Corridor Development Fund and Program.**

7 § ~~58.1-815~~ 33.2-xxx. U.S. Route 58 Corridor Development Fund.

8 There is hereby created in the Department of the Treasury a special nonreverting fund
9 which shall be a part of the Transportation Trust Fund and which shall be known as the U.S.
10 Route 58 Corridor Development Fund, consisting of the first \$40 million of annual collections
11 of the state recordation taxes imposed by this chapter; provided, however, this dedication shall
12 not affect the local recordation taxes under §§ 58.1-802 B and 58.1-814. The Fund shall also
13 include such other funds as may be appropriated by the General Assembly from time to time,
14 and designated for this Fund and all interest, dividends and appreciation which may accrue
15 thereto. Any moneys remaining in the Fund at the end of a biennium shall not revert to the
16 General Fund, but shall remain in the Fund. Allocations from this Fund may be paid to any
17 authority, locality or commission for the purposes specified in § ~~33.1-221.1:2~~ 33.2-xxx.

18 § ~~33.1-221.1:2~~ 33.2-XXX. U.S. Route 58 Corridor Development Program.

19 A. The General Assembly declares it to be in the public interest that the economic
20 development needs and economic growth potential of south-central and ~~southwestern~~ Southwest
21 Virginia be addressed by a special nonreverting fund ~~which that~~ shall be a part of the
22 Transportation Trust Fund and ~~which that~~ shall be known as the U.S. Route 58 Corridor
23 Development Fund as established in § ~~58.1-815~~ 33.2-xxx (the Fund). Moneys contained in the
24 Fund shall be used for the costs of providing an adequate, modern, safe, and efficient highway
25 system, generally along Virginia's southern boundary (the Program), including ~~without~~
26 limitation, environmental and engineering studies, ~~rights-of-way~~ rights-of-way acquisition,
27 construction, improvements, and financing costs.

28 B. Allocations from ~~this~~ the Fund shall be made annually by the Commonwealth
29 Transportation Board for the creation and enhancement of a safe, efficient, highway system
30 connecting the communities, businesses, places of employment, and residents of the
31 southwestern-most portion of the Commonwealth to the communities, businesses, places of
32 employment, and residents of the southeastern-most portion of the Commonwealth, thereby
33 enhancing the economic development potential, employment opportunities, mobility, and
34 quality along such highway.

35 C. Allocations from the Fund shall not diminish or replace allocations made or planned
36 to be made from other sources or diminish allocations to which any highway, project, facility,
37 district, system, or locality would be entitled under other provisions of this title, but shall be
38 supplemental to other allocations to the end that highway resource improvements in the U.S.
39 Route 58 Corridor may be accelerated and augmented. ~~Allocations Notwithstanding any~~
40 ~~contrary provisions of this title, allocations~~ from the Fund may be applied to highway projects in
41 the ~~interstate~~ Interstate System, primary, ~~or~~ secondary state highway system, or urban highway
42 ~~system, contrary provisions of this title notwithstanding~~. Allocations under this subsection shall
43 not be limited to projects involving only existing U.S. Route 58, but may be made to projects
44 involving other highways, provided that the broader goal of creation of an adequate modern
45 highway system generally along Virginia's southern boundary is served thereby.

46 D. The Commonwealth Transportation Board may expend such funds from all sources as
47 may be lawfully available to initiate the Program and to support bonds and other obligations
48 referenced in subsection F ~~of this section~~. Any moneys expended from the Transportation Trust
49 Fund for the Program, other than moneys contained in the Fund, may be reimbursed from the
50 Fund, to the extent permitted by Article X, Section 9 of the Constitution of Virginia. ~~In the~~
51 ~~event funds from the U.S. Route 58 Corridor Development Fund are used for projects contained~~
52 ~~in the Department's fiscal year 1988-89 Six Year Improvement Program and related to the~~
53 ~~purposes of this section, such funds shall be reimbursed to the U.S. Route 58 Corridor~~

54 ~~Development Fund from the Transportation Trust Fund not to exceed the amounts allocated to~~
55 ~~such projects in the Program.~~

56 E. The Commonwealth Transportation Board is encouraged to utilize the existing four-
57 lane divided highways, available rights-of-way acquired for additional four-laning, bypasses,
58 connectors, and alternate routes.

59 F. To the extent permitted by Article X, Section 9 of the Constitution of Virginia,
60 moneys contained in the Fund may be used to secure payment of bonds or other obligations, and
61 the interest thereon, issued in furtherance of the purposes of this section. In addition, the
62 Commonwealth Transportation Board is authorized to receive, dedicate, or use legally available
63 Transportation Trust Fund revenues and any other available sources of funds to secure the
64 payment of bonds or other obligations, including interest thereon, in furtherance of the Program.
65 No bond or other obligations payable from revenues of the Fund shall be issued unless
66 specifically approved by the General Assembly. No bond or other obligations, secured in whole
67 or in part by revenues of the Fund, shall pledge the full faith and credit of the Commonwealth.

68 G. Forty million dollars shall be transferred annually to the Fund with the first such
69 transfer to be made on July 1, 1990, or as soon thereafter as reasonably practicable. Such
70 transfer shall be made by the issuance of a treasury loan at no interest in the amount of \$40
71 million to the Fund to ensure that the Fund is fully funded on the first day of the fiscal year.
72 Such treasury loan shall be repaid from the Commonwealth's portion of the state recordation tax
73 imposed by Chapter 8 (§ 58.1-800 et seq.) of Title 58.1 designated for the Fund by ~~§ 58.1-815~~
74 33.2-xxx. For each fiscal year following July 1, 1990, the Secretary of Finance is authorized to
75 make additional treasury loans in the amount of \$40 million on July 1 of such fiscal years, and
76 such treasury loans shall be repaid in a like manner as provided in ~~the preceding sentence~~ this
77 subsection.

78 **Drafting note: Technical changes are made including deleted obsolete language in**
79 **subsection D.**