

Sec. 9. SUPPLEMENTAL MAINTENANCE SPENDING

(a) Notwithstanding 32 V.S.A. § 706 and the limits on program, project, or activity spending authority approved in the fiscal year 2019 Transportation Program, the Secretary of Transportation, with the approval of the Secretary of Administration and subject to the provisions of subsection (b) of this section, may transfer up to \$2,500,000.00 in Transportation Fund appropriations, other than appropriations for the Town Highway State Aid, Structures, and Class 2 roadway programs, to the Transportation – Maintenance State System (8100002000) appropriation, for the specific purpose of addressing the overall cost of highway maintenance during fiscal year 2019.

(b)(1) If a contemplated transfer of an appropriation would not significantly delay the planned work schedule of a project, the Secretary may execute the transfer and shall give prompt notice thereof to the Joint Fiscal Office and to the House and Senate Committees on Transportation when the General Assembly is in session and, when the General Assembly is not in session, to the Joint Fiscal Office and the Joint Transportation Oversight Committee.

(2) If a contemplated transfer of an appropriation would, by itself, significantly delay the planned work schedule of a project, the Secretary:

(A) when the General Assembly is in session, may execute the transfer, but shall give the House and Senate Committees on Transportation advance notice of at least 10 business days prior to executing the transfer; or

(B) when the General Assembly is not in session, may execute the transfer, but shall give prompt notice of the transfer to the Joint Fiscal Office and the Joint Transportation Oversight Committee.

(c) This section shall be repealed on July 1, 2019.

EXPLANATION: Provides authority to transfer Transportation Funds from other Agency of Transportation appropriations to the Maintenance appropriation to provide higher service levels. This language is similar to BAA language passed for FY2014 and FY2015. It provides authority to transfer Transportation Funds from other Agency of Transportation appropriations to the Maintenance appropriation to accommodate variable maintenance costs, increased salt cost and higher service levels such as additional nighttime interstate plowing.

Agency of Transportation
FY2019 Transportation Budget Adjustment Summary

A	B	C	D	E	F	
1	Description	TFund - 20105	TIB Fund - 20191	Special Fund	Comment	
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3	Sources - Revenue and other adjustments:					
4	FY2018 Revenue Surplus impacts.	1,453,650	26,630		TF and TIB FY2018 year-end revenue surplus.	
5	July Revenue forecast adjustment estimated impact.	2,200,000	1,400,000		TF and TIB forecasts were increased in July.	
6	TIGER V project transfers - results in prior year refund of TF expenditure	1,644,479			\$1,644,479 of Transportation Fund is available from the financial impact of a Federal Rail Administration (FRA) decision that allows some costs for the TIGER V project to shift to 100% FRA funding. These costs were paid in prior years with Transportation Fund, and thus are available to be re-appropriated in FY2019.	
7	Net adjustments	5,298,129	1,426,630		Net amounts available for budget adjustment.	
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10	Uses - Recommended FY2019 appropriation and other adjustments:					
11	B.903 Program Development - Replace TF with TIB.	(1,426,630)	1,426,630		No impact to appropriation. TF "savings" is redirected elsewhere in the BAA. The TIB funds available from July forecast revision and FY2018 year-end surplus.	
12	B.903 Program Development - Allocate TF to District Leveling to partially restore program consistent with Sec. 8(e) of Act 158 of 2018 (Transportation Bill).	1,800,000			Partially restores TF cut of \$2,400,000 made during 2018 Legislative session. Funds are available from July forecast revision.	
13	B.905 Maintenance - Allocate TF FY2018 revenue surplus consistent with Sec. 8(e) of Act 158 of 2018 (Transportation Bill).	1,453,650			Restores TF cut made during 2018 Legislative session. Utilizes FY2018 year-end TF surplus consistent with Legislative intent (see sec. 8 of Act 158 of 2018).	
14	B.905 Maintenance - additional funds to cover increase in salt costs relative to new contract values.	1,400,000			Average salt prices increased by approximately 15% over prior year. Funds available from July forecast revision. Amount is based on 3-year average usage.	
15	B.907 Rail - Allocate TF to cover FY2019 unbudgeted and unanticipated impact of TIGER V project transfers associated with FRA decision.	461,674			The FRA decision about TIGER V project (see line 6) resulted in an adverse FY2019 financial impact of \$461,674 to the Rail appropriation in that disallowed some costs for the TIGER V project that required reimbursing the FRA by in FY2019. This adjustment holds the FY2019 Rail appropriation harmless.	
16	B.910 DMV - Allocate TF to CVO/IFTA/IRP project. Funds early cost of project that potentially occur in FY2019.	1,609,435			This section allocates all remaining TF to DMV Commercial Vehicle Operations IT project to replace legacy system.	
17	B.919 Municipal Mitigation Assistance Program - remove special fund appropriation			(2,400,000)	The General Obligation Bond funding was inadvertently included in both Act 11 (Appropriations Bill – Special Funds 2,400,000) and in Act 190 (Capital Bill). This funding should be included only in the Capital Bill, therefore the technical change proposed in this section is required.	
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19		NET FY2019 APPROPRIATION ADJUSTMENTS	5,298,129	1,426,630	(2,400,000)	4,324,759 Total Adjustments
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31	Sec. 9 Supplemental Maintenance Spending - Provides AOT transfer authority for maintenance spending if needed.	This language is similar to BAA language passed for FY2014 and FY2015. It provides authority to transfer Transportation Funds from other Agency of Transportation appropriations to the Maintenance appropriation to accommodate variable maintenance costs, increased salt cost and higher service levels such as additional nighttime interstate plowing.				
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33	Vtrans Finance and Administration					
34	1/16/2019					