



SPONSOR: Rep. Matthews & Rep. Longhurst & Rep. Mitchell &  
Rep. Osienski & Rep. Ramone & Rep. Michael Smith &  
Rep. K. Williams & Sen. Walsh & Sen. Brown &  
Sen. Gay & Sen. Hansen & Sen. Sturgeon  
Reps. Baumbach, Bentz, Yearick; Sen. Sokola

HOUSE OF REPRESENTATIVES  
151st GENERAL ASSEMBLY

HOUSE CONCURRENT RESOLUTION NO. 4

REQUESTING THE SECRETARY OF THE DEPARTMENT OF TRANSPORTATION TO PROVIDE A REPORT INCLUDING THE AMOUNT OF FUNDS NEEDED TO ADEQUATELY REPAIR AND MAINTAIN SUBDIVISION STREETS.

1 WHEREAS, under § 131 of Title 17 of the Delaware Code, all public roads, causeways, highways, and bridges in  
2 this State which are constructed, acquired, or accepted by the Department of Transportation (“Department”) are under the  
3 absolute care, management, and control of the Department; and

4 WHEREAS, there are almost 1500 miles of subdivision streets in this State and the Department’s responsibility  
5 under § 131 of Title 17 includes subdivision streets under § 131(b) and (g) of Title 17 and subdivision streets that are  
6 accepted by the Department; and

7 WHEREAS, subdivision streets rank low on the Department’s priority, and funding in the Capital Transportation  
8 Program is not sufficient to meet the needs of subdivision streets; and

9 WHEREAS, the General Assembly created the Community Transportation Fund in the mid-1980s to enable  
10 individual legislators to target for repair or maintenance subdivision streets that do not meet the Department’s prioritization  
11 under the Capital Transportation Program; and

12 WHEREAS, over the last 3 fiscal years the General Assembly appropriated \$15 million to the Community  
13 Transportation Fund to be used by the Department as part of an innovative pilot program to accelerate the improvement and  
14 quality of subdivision streets; and

15 WHEREAS, in a January 2019 report to the Co-Chairs of the Joint Legislative Committee on the Capital  
16 Improvement Program the Department stated that a review revealed “315 [subdivision] street locations statewide with a  
17 pavement condition rating of 25 or less, meaning poor pavement condition” and the appropriated funds were sufficient to  
18 make repairs to just 44 locations; and

19 WHEREAS, since the Department’s January 2019 report, the Department selected 35 locations for repairs in fiscal  
20 year 2020 and 26 locations for repairs in fiscal year 2021; and

21 WHEREAS, at the rate indicated by the Department's January 2019 report, and subsequent action, it would take  
22 an extended period of time to repair the 315 subdivision streets identified in the report; and

23 WHEREAS, it is evident that the Department does not have sufficient resources to adequately repair and maintain  
24 subdivision streets.

25 NOW, THEREFORE:

26 BE IT RESOLVED by the House of Representatives of the 151st General Assembly of the State of Delaware, the  
27 Senate concurring therein, that the Secretary of the Department of Transportation is requested to provide a report within 30  
28 days of final passage of this Concurrent Resolution to the President Pro Tempore of the Senate, Speaker of the House of  
29 Representatives, Controller General, Director of the Division of Research of Legislative Council, Governor, and Director of  
30 the Office of Management and Budget that includes the amount of funds needed to adequately repair and maintain  
31 subdivision streets within the Capital Transportation Program without reliance on the Community Transportation Fund.

32 BE IT FURTHER RESOLVED that, following final passage, a copy of this Concurrent Resolution be sent by the  
33 Chief Clerk of the House of Representatives to the Secretary of the Department of Transportation.

#### SYNOPSIS

This Concurrent Resolution requests that the Secretary of the Department of Transportation provide a report within 30 days of final passage of this Concurrent Resolution to the President Pro Tempore of the Senate, Speaker of the House of Representatives, Controller General, Director of the Division of Research of Legislative Council, Governor, and Director of the Office of Management and Budget that includes the amount of funds needed to adequately repair and maintain subdivision streets within the Capital Transportation Program without reliance on the Community Transportation Fund.