

Legislative Report

2014 Virginia General Assembly Session



Policy Division

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The 2014 General Assembly Session adjourned sine die on March 8 without approving a budget. During the 2014 legislative session, 2888 bills were introduced in the General Assembly. VDOT tracked 228 bills that directly or indirectly impacted VDOT. Budget Bills HB 29 and HB 30 both failed during the regular session. The Governor called a Special Session to address the budget. After much deliberation, the Governor signed Budget Bill HB 5002 (2014-2016) on June 23, 2014. The following pages highlight some legislation of interest that was enacted into law, carried over or failed to pass by the 2014 General Assembly. Unless otherwise noted, all bills enacted into law have an effective date of July 1, 2014.

The regular session resulted in the passage HB 311, which creates Title 33.2 (Highways and Other Surface Transportation Systems) as a revision of existing Title 33.1 (Highways, Bridges and Ferries), as well as portions of Titles 15.2 (Counties, Cities and Towns), 56 (Public Service Companies), and 58.1 (Taxation). Title 33.2 consists of 32 chapters divided into four subtitles: Subtitle I (General Provisions and Transportation Entities); Subtitle II (Modes of Transportation: Highways, Bridges, Ferries, Rail, and Public Transportation); Subtitle III (Transportation Funding and Development); and Subtitle IV (Local and Regional Transportation). According to the Virginia Code Commission, the bill organizes the laws in a more logical manner, removes obsolete and duplicative provisions, and improves the structure and clarity of statutes pertaining to highways, bridges, ferries, rail and public transportation, transportation funding, and local and regional transportation. For more information, see HB 311 below on page 17.

Please contact the Policy Division if you have any questions concerning the 2014 General Assembly session. Additional information can be found at the Policy Division's General Assembly Website — <http://gaweb/>.

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Bill Number/Bill Points	Status
<p>Agency Bill</p> <p>HB 509: Permits for Operation of Specialized Construction Equipment. (Scott, E.) Allows the Commissioner of Highways, upon written application made by the owner or operator of specialized construction equipment, to issue a single trip or multi-trip permit allowing such equipment to be driven across structures maintained by VDOT within or to gain access to a highway construction or maintenance work zone of VDOT. The permits shall be issued only after an engineering analysis of a proposed routing has been conducted by VDOT to assess the ability of the roads and structures to be traversed to sustain the equipment's size and weight. Such permit shall designate the route to be traversed and contain restrictions or conditions regarding the specialized construction equipment's operation across structures. The fee for a permit issued under this section shall be based on the costs assessed against the applicant to cover engineering analysis, not to exceed three hours. (Agency Bill)</p>	<p>Amended, Passed House and Senate; Chapter 70</p>
<p>HB 854 / SB 470: Maximum Speed Limit on Nonsurface-Treated Highways. (Garrett/Smith) Applies statewide the 35 mph maximum speed limit currently applied only in Albemarle, Clarke, Fauquier, Frederick, Loudoun, Montgomery, Nelson, Page, Rappahannock, Warren, and Wythe Counties and in any other county whose governing body adopts an ordinance to do so. (Agency Bill)</p>	<p>HB 854: Passed House and Senate; Chapter 80</p> <p>SB 470: Passed Senate and House; Chapter 261</p>
<p>HB 948/ SB 461: Competitive Negotiation - Limitation of Certain Term Contracts. (Filler-Corn/Vogel) Provides that limitations imposed upon single project fees for on-call contracts procured by competitive negotiation under the VPPA shall not apply to environmental, location, design, and inspection work regarding highways and bridges by the VDOT Commissioner, or architectural and engineering services for rail and public transportation projects by the DRPT Director. Reinstates this exemption which was previously held by the agencies and inadvertently removed by 2013 legislation (HB 2079). (Agency Bill)</p>	<p>HB 948: Amended, Passed House and Senate; Chapter 217</p> <p>SB 461: Amended, Passed Senate and House; Chapter 630</p>

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	Bill Number/Bill Points	Status
Agency Bill (cont.)	<p><u>HB 978:</u> Utility Crossings in PPTA Projects. (Rust) Allows the private entity, should the private entity and any locality or political subdivision not be able to agree upon a plan for the crossing or relocation of facilities owned or operated by the locality or political subdivision, to request in writing to the CTB, with a copy to the chief executive or chief administrative officer of the locality or political subdivision, that the Board consider the matter pursuant to its authority in § 33.1-56, which shall apply mutatis mutandis to any project pursuant to this chapter, regardless of the highway system or location of the project, if the Board decides to exercise such authority, except, however, that the private entity, and not the Board, shall be responsible for the costs of such crossing, construction, moving, or relocation of such facilities. In the event the Board decides to exercise its authority hereunder, the Board shall issue an order within 90 days of receipt of the request from the private entity. (Agency Bill)</p>	Substitute Passed House and Senate; Chapter 474
	<p><u>HB 990:</u> Scope of Relocation Assistance and Real Property Acquisition Policies. (Fowler) Provides that relocation assistance and real property acquisition policies of the Commonwealth apply in the case of transportation projects funded in whole or in part with state or federal funds unless compliance would jeopardize the receipt and expenditure of all or a portion of federal funds that would otherwise be available for transportation projects. The bill also raises the authorized payment to a displaced homeowner from \$22,500 to \$31,000 and reduces from 180 to 90 the number of days that an owner must have owned and occupied property before negotiations for acquisition began. The bill also increases from \$5,250 to \$7,200 the maximum payment permitted to a person leasing or renting a comparable replacement dwelling for a period of 42 months. The bill contains a partial delayed effective date. (Agency Bill)</p>	Passed House and Senate; Chapter 218 (effective date: October 1, 2014)

2014 Legislation

Bill Number/Bill Points		Status
Authorities/Commissions	<p>HB 400: Transportation District Commission of Hampton Roads. (Howell, A.) Staggers the terms of the Governor's appointments to the commission.</p>	Amended, Passed House and Senate; Chapter 655
	<p>HB 597: Richmond Metropolitan Transportation Authority. (Loupassi) Renames the Authority as the Richmond Metropolitan Transportation Authority and increases Board representation among the City of Richmond, and the counties of Chesterfield and Henrico from 11 to 16 members, equalizing membership to 5 members from each jurisdiction. Allows the Authority, with the approval of the Mayor and the Council of the City of Richmond and the Boards of Supervisors of the Counties of Henrico and Chesterfield, to purchase, construct, or otherwise acquire ownership of or rights to manage limited access highways within the corporate limits of the City of Richmond and the Counties of Chesterfield and Henrico, including all bridges, tunnels, overpasses, underpasses, grade separations, interchanges, entrance plazas, approaches, tollhouses, administration buildings, storage buildings, and other buildings and facilities, and rights or licenses to operate existing toll roads that the Authority may deem necessary or convenient for the operation of such limited access highways. Without the need of approval from such local governing bodies, the Authority may maintain, repair, and operate, or cause to be repaired, maintained, and operated, such limited access highways and related facilities.</p>	Substitute Passed House and Senate; Chapter 469

2014 Legislation

	Bill Number/Bill Points	Status
<p>Authorities/Commissions (cont.)</p>	<p>HB 1253/SB 513: Hampton Roads Transportation Accountability Commission Created. (Jones/Wagner) Creates the Hampton Roads Transportation Accountability Commission (HRTAC) which is comprised of the chief elected officers of the governing bodies of the 14 localities in Planning District 23, two senators, three delegates, and four non-voting ex officio members (23 members in total). The bill also moves the responsibility for approval of projects and the priority of such projects funded by to the Hampton Roads Transportation Fund from the Hampton Roads Transportation Planning Organization (HRTPO) to the Hampton Roads Transportation Accountability Commission. The bill also directs the HRTPO and VDOT to work cooperatively to assist the proper formation and effective organization of the HRTAC. HRTPO staff will serve as staff for the Commission – until such time as the Commission is fully established.</p>	<p>HB 1253: Amended, Passed House and Senate; Chapter 678</p> <p>SB 513: Substitute Passed Senate and House; Chapter 545</p>

2014 Legislation

Bill Number/Bill Points	Status	
Budget Bill/Budget Amendments	HB 5001: Budget Bill. (Jones) Amending Chapter 806, 2013 Acts of Assembly.	Special Session I: Amended, Passed House and Senate; Chapter 1
	HB 5002: Budget Bill. (Jones) Provides a portion of revenues for the two years ending respectively on the thirtieth day of June, 2015, and the thirtieth day of June, 2016.	Special Session I: Amended, Passed House and Senate; Chapter 2
	HB 5002 Item 427 K.: Local Transportation Projects. Directs the Secretary of Transportation to provide recommendations on methods to provide additional assistance for local transportation projects. Recommendations shall consider the need to achieve geographic equity, as well as the needs of local governments, transit agencies, and metropolitan planning organizations. Recommendations are due by December 1, 2014 to the Chairmen of House Appropriations, Senate Finance and House and Senate Transportation Committees.	
	HB 5002 Item 427 L.1-2.: Prioritized list of Projects; I-81 Corridor. Requests the CTB to direct staff in the VDOT Bristol, Salem and Staunton districts to develop a prioritized list of congestion relief and safety improvement projects along the I-81 as part of the statewide prioritization process pursuant to § 33.1-23.5:5 (HB 2 – 2014). An interim report, including a listing of the identified projects and estimated costs shall be completed by November 1, 2014. By January 1, 2016, a final listing shall be developed.	
	HB 5002 Item 433 I.: E-ZPass Retail Distribution. Directs the DMV Commissioner, in consultation with the Commissioner of Highways, to take necessary steps to expand access to the E-ZPass program through its customer service channels using practical locations and methods.	

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Bill Number/Bill Points	Status
<p>Budget Bill/Budget Amendments (cont.)</p>	<p>HB 5002 Item 433 J.: Toll Enforcement – Other States. Directs the DMV Commissioner, in consultation with the Commissioner of Highways, to explore the feasibility of entering into reciprocal agreements for the purpose of toll enforcement and to develop a report on findings. Report shall be provided by December 1, 2014 to the Chairmen of House Appropriations, Senate Finance, and House and Senate Transportation Committees.</p>
	<p>HB 5002 Item 442 A.: Environmental Monitoring I-395 Express Lane. Money is provided to conduct a study to establish baseline air quality measures of nitrogen dioxide and fine particulate matter at the terminus of the I-395 express lane at Turkeycock Run. Funding shall be used for a two-phased study including a six-month baseline monitoring commencing as soon after July 1, 2014 as practicable, prior to the opening of the ramp, and twelve-month monitoring upon completion of the project; provided, that nothing required herein shall delay the opening of the ramp or the project or affect the continuing operation of the 95 Express lanes project. The project shall be conducted by DEQ pursuant to a Memorandum of Agreement with VDOT.</p>
	<p>HB 5002 Item 444 G.: I-64 High Rise Bridge. Directs the CTB to utilize any balances remaining from the 2013 appropriation for an environmental study for the replacement of the I-64 High Rise Bridge in Chesapeake, VA to begin preliminary engineering.</p>
	<p>HB 5002 Item 444 H.: Churchland Bridge Replacement. Directs the Commissioner of Highways to investigate methods through which to fund replacement of the Churchland Bridge in Portsmouth. A report shall be completed by October 1, 2014 on the feasibility of including federal or state funding for the project in the SYIP.</p>

2014 Legislation

Bill Number/Bill Points	Status
<p>Budget Bill/Budget Amendments (cont.)</p>	<p>HB 5002 Item 448 E.: Pilot Project - Allocation of Secondary Maintenance Funds – Richmond District. Directs VDOT to utilize data collected for the State of the Pavement Report to review the conditions of secondary pavements by county within the VDOT Richmond District. VDOT shall develop a report on the conditions of secondary pavements by county, and the expenditure of funds for secondary pavement maintenance in the Richmond District by county in FY 2013. The report is due by October 15, 2014 to the Chairmen of House Appropriations, Senate Finance, and House and Senate Transportation Committees. If the report indicates significant disparities in the condition of secondary pavements between the counties in the Richmond District, VDOT is directed to ensure that the expenditure of funds for secondary pavements maintenance within Richmond District in FY 2015 and FY 2016 shall be adjusted to achieve a minimal level of disparity between the pavement conditions in each county, provided VDOT takes all steps necessary to the safety of the driving public in the event of unforeseen events that may require the expenditure of funds to deviate from this directive. An updated report shall be provided by October 15, 2015, which shall include an update on the availability of condition data on the secondary system and VDOT’s progress implementing the requirements of Chapter 290 of the 2013 Acts of Assembly.</p>

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Bill Number/Bill Points		Status
Eminent Domain/Land Use	<p>HB 560: Issuance of Land Use Permits (Fariss) Exempts a person providing utility service solely for their own agricultural or residential use from having to comply with notification center registration and other notice requirements under section 2.2-1151.1, provided the utilities are located on property owned by the person. The utilities must be marked in accord with requirements established by the Department.</p>	Substitute Amended, Passed House and Senate; Chapter 277
	<p>SB 194: Eminent Domain Date of Valuation. (Black) The bill codifies judicial practice for determining the date of valuation in an eminent domain proceeding and provides that notwithstanding the provisions of § 25.1-100, the date of valuation in actions pursuant to this section shall be the date determined by the court to be the date the property was taken or damaged.</p>	Substitute Passed Senate and House; Chapter 618
Funding/Revenue/Taxes	<p>HB 2: Allocations Within Highway Construction Districts. (Stolle) Requires the CTB to develop in accordance with federal transportation requirements, and in cooperation with the MPOs wholly within the Commonwealth and with the Northern Virginia Transportation Authority, a statewide prioritization process for use of funds allocated under § 33.1-23.1 or apportioned pursuant to 23 U.S.C. § 104. The prioritization process shall be used for the development of the Six-Year Improvement Program and shall consider, at a minimum, highway, transit, rail, roadway, technology operational improvements, and transportation demand management strategies. Requirements apply to projects selected by the CTB for funding beginning July 1, 2016.</p>	Substitute Passed House and Senate; Chapter 726
	<p>HB 340: Alternative Fuel Vehicle Conversion Fund. (Taylor) Allows moneys in the Fund to be used solely for the purposes of assisting agencies of the Commonwealth with the incremental cost of state-owned alternative fuel vehicles and local government and agencies thereof, and local school divisions with the incremental cost of such local government-owned alternative fuel vehicles.</p>	Amended, Passed House and Senate; Chapter 199

Information contained herein is in summary form. Please refer to legislation for full text.

2014 Legislation

	Bill Number/Bill Points	Status
Funding/Revenue/Taxes (cont.)	<p><u>HB 1028/ SB 552:</u> Gas Severance Tax. (Morefield/Carrico) Extends the sunset date from December 31, 2014, to December 31, 2015, for the local gas severance tax that is dedicated to the Gas Road Improvement Fund, the Virginia Coalfield Economic Development Fund, and water, sewer, and gas lines.</p>	<p>HB 1028: Amended, Passed House and Senate; Chapter 44</p> <p>SB 552: Passed Senate and House; Chapter 187</p>
	<p><u>HB 1048/ SB 518:</u> Funding Among Highway Systems. (Rust/Wagner) Includes primary state highway system extensions, the part of the primary highway that runs through a city or town, in the list of highways that are eligible to receive the 25 percent allocation for reconstruction of deteriorated highways under the “alternative” CTB formula. The bill also reduces the number of vehicles per day from 200 to 50 for the unpaved roads that may be considered for five percent of the annual allocation.</p>	<p>HB 1048: Amended, Passed House and Senate; Chapter 87</p> <p>SB 518: Amended, Passed Senate and House; Chapter 741</p>
	<p><u>HB 1095:</u> Innovation and Technology Transportation Fund. (Peace) Creates the Innovation and Technology Transportation Fund to fund pilot programs and fully developed initiatives pertaining to high-tech infrastructure improvements. Fund is funded with the 5% funds allocated by the CTB under the alternative formula to “smart road technology” and other funds appropriated by the GA. "High-tech infrastructure improvements" has the same definition as smart roadway technology as the term is used in the current alternative CTB formula—“ those projects or programs identified by the Board that reduce congestion, improve mobility, improve safety, provide up-to-date travel data, or improve emergency response”. No later than November 30 each year, the Commissioner of Highways shall report in writing to the Governor and General Assembly on the use of moneys in the Fund. This information will be included in the Annual Report required by Section 33.1-13.03.</p>	<p>Substitute Amended, Passed House and Senate; Chapter 290</p>

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Bill Number/Bill Points		Status
Highways/Bridges/Signs	<p>HB 64: Stephen L. Thompson Memorial Highway. (Fariss) Designates a portion of Virginia Route 24 in Rustburg the Stephen L. Thompson Memorial Highway.</p>	Passed House and Senate; Chapter 51
	<p>HB 904: Notice of Transportation Projects. (Hugo) Requires VDOT, at least 30 days prior to any public hearing regarding a transportation project valued in excess of \$100 million, to send notification of the date, time, and place of the public hearing, by regular mail, to all owners of property within and adjacent to such project study corridor.</p>	Substitute Passed House and Senate; Chapter 733
	<p>HB 986/SB 612: Trooper Jerry Lynn Hines Memorial Bridges. (Cline/Deeds) Designates the Interstate Route 81 bridge over the Maury River in Rockbridge County the "Master Trooper Jerry L. Hines Memorial Bridge."</p>	<p>HB 986; Substitute Passed House and Senate; Chapter 82</p> <p>SB 612: Amended, Passed Senate and House; Chapter 264</p>

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Bill Number/Bill Points	Status
<p>Hybrid Taxes</p> <p><u>HB 975/ SB 127:</u> Annual License Tax on Hybrid Electric Motor Vehicles. (Rust/Newman) Repeals the \$64 annual license tax on hybrid electric motor vehicles that was first imposed beginning July 1, 2013. The DMV Commissioner shall establish a process to refund, without interest, any portion of the annual license tax collected on hybrid electric motor vehicles, that is attributable to registration years beginning on or after July 1, 2014.</p>	<p>HB 975: Amended, Passed House and Senate; Chapter 43</p> <p>SB 127: Substitute Passed Senate and House; Chapter 14</p>
<p>Land Records</p> <p><u>HB 607:</u> Clerk Recordation Marginal Release. (Robinson) Removes the requirements that the clerk of the circuit court make recordings in the margins of pages in record books to accommodate the use of electronic filing databases by circuit court clerks.</p>	<p>Substitute Passed House and Senate; Chapter 330</p>
<p><u>HB 763:</u> Recorded Writings Deeds, Cover Sheets, Indexes. (Minchew) Permits but does not require the use of a cover sheet in the presentation of instruments for recordation in jurisdictions that do not currently mandate the use of cover sheets. The bill provides for specific requirements for cover sheets used in the filing of deeds and other instruments relating to real property and provides that the cover sheets shall be developed in conjunction with the Office of the Executive Secretary of the Supreme Court. The bill changes the statutory form of deeds, deeds of trust, and credit line deeds of trust. The bill removes the requirement that a deed of trust trustee's office be located within the Commonwealth. The bill expressly permits limited liability companies, partnerships, and other entities to act as trustees of a deed of trust. The bill substitutes the term "beneficiary" for "noteholder" thereby including other types of secured parties. The bill contains a partial delayed effective date as to provisions governing cover sheets in Title 17.1.</p>	<p>Substitute Passed House and Senate; Chapter 338</p>

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	Bill Number/Bill Points	Status
Land Records (cont.)	<p><u>SB 116:</u> Correcting Errors in Deeds, Deeds of Trust, and Mortgages. (Watkins)</p> <p>Allows an attorney to record a corrective affidavit to correct an obvious description error contained in a recorded deed, deed of trust, or mortgage. Obvious description errors include (i) errors transcribing courses and distances, (ii) errors incorporating a recorded plat or deed reference, (iii) errors in listing a lot number or designation, and (iv) omitted exhibits that supply the legal description of the property. Before a corrective affidavit may be recorded, all parties to the deed, deed of trust, or mortgage, including the current property owner, the attorney who prepared the deed, deed of trust, or mortgage, and the title insurance company, must be provided with a copy of the affidavit, and such parties have 30 days to object in writing to the recordation of the corrective affidavit.</p>	Substitute Amended, Passed Senate and House; Chapter 523

2014 Legislation

	Bill Number/Bill Points	Status
Local Roads	<p><u>HB 416/ SB 397:</u> Unpaved Rural Road Network in Loudoun County. (Minchew/Vogel) Directs VDOT to coordinate with the County and affected residents in order to better understand their specific maintenance concerns and prioritize how the Department allocates its maintenance budget to address concerns; to maintain rural gravel roads in traditional alignment, surface treatment, and width and protect banks, stone walls, and roadside trees in all rural, agricultural, and historic areas; to apply the Rural Rustic Road policies in any paving program in rural, agricultural, or historic areas, unless requested otherwise by the County, and focus limited paving resources primarily on highly traveled roads in developed areas; and to provide an annual report to the County detailing how the Department expended funds in the prior fiscal year for the maintenance of unpaved rural roads in the County.</p>	<p>HB 416: Substitute Passed House and Senate; Chapter 276</p> <p>SB 397: Substitute Passed Senate and House; Chapter 704</p>
	<p><u>SB 237:</u> Optional Provisions in Subdivision Ordinances. (Petersen) Adds to the list of optional provisions in local subdivision ordinances a provision allowing any town in the Northern Virginia Transportation District to require the dedication of land for sidewalk improvements where the property being developed is designated for such improvements on the locality's pedestrian plan.</p>	<p>Passed Senate and House; Chapter 619</p>

2014 Legislation

Bill Number/Bill Points	Status
<p>Outdoor Advertising</p> <p>HB 377/ SB 295: Adjustment or Relocation of Billboard Signs. (Anderson/Puckett) Includes the erection of a sound barrier as an action that allows relocation of a billboard sign and allows a nonconforming billboard to remain in its original location provided the owner of the billboard sign pays monthly rent to the Commissioner of Highways or other condemnor equivalent to the monthly rent received by the property owner for the billboard prior to acquisition, and until such time as the Commissioner or other condemnor gives notice to the owner of such billboard sign that the billboard sign must be removed. The notice of removal shall be provided at least 45 days prior to the required removal date, which shall be the earlier of the certification date for a highway project advertisement for construction bids or the date that utility relocations are scheduled to commence.</p>	<p>HB 377: Substitute Passed House and Senate; Governor's recommendation rejected; Chapter 811</p> <p>SB 295: Substitute Passed Senate and House; Chapter 298</p>
<p>Overweight Vehicles</p> <p>HB 341: Natural Gas Vehicles Weight Limit Exception. (Taylor) Allows vehicles fueled, wholly or partially, by natural gas to weigh up to 2,000 pounds more than the applicable weight limit. The bill requires the operator of the vehicle to be able to demonstrate that the vehicle uses natural gas. No such allowance shall authorize any extension of the limitations provided in § 46.2-1127 for interstate highways.</p>	<p>Amended, Passed House and Senate; Chapter 64</p>
<p>HB 415/ SB 402: Gross Weight for Hydraulic Truck Cranes. (Scott. E./McDougle) Allows the DMV Commissioner and local authorities of cities and towns, in their respective jurisdictions, to, upon written application made by an owner or operator and subject to the requirements of § 46.2-1139, issue permits authorizing the operation over the highways of truck cranes that exceed the maximum weight specified in this title. Truck cranes that have been mounted with counterweights and other manufactured equipment that enable a single person to assemble and operate the truck crane shall be considered irreducible, and no application for a permit under this section shall be denied because of the applicant's refusal to remove such counterweights or other manufactured equipment.</p>	<p>HB 415: Substitute Passed House and Senate; Chapter 68</p> <p>SB 402: Substitute Passed Senate and House; Chapter 258</p>

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	Bill Number/Bill Points	Status
Photo Monitoring/Photo Red	<p>HB 255: "Photo-Red" Traffic Light Enforcement Systems. (Lingamfelter) Requires that "photo-red" systems can only be installed/utilized for traffic signals that have yellow light signal lengths of at least three seconds.</p>	Amended, Passed House and Senate; Chapter 163
Recodification	<p>HB 311: Revision of Title 33.1. (LeMunyon) Creates Title 33.2 (Highways and Other Surface Transportation Systems) as a revision of existing Title 33.1 (Highways, Bridges and Ferries), as well as portions of Titles 15.2 (Counties, Cities and Towns), 56 (Public Service Companies--PPTA), and 58.1 (Taxation). Title 33.2 consists of 32 chapters divided into four subtitles: Subtitle I (General Provisions and Transportation Entities); Subtitle II (Modes of Transportation: Highways, Bridges, Ferries, Rail, and Public Transportation); Subtitle III (Transportation Funding and Development); and Subtitle IV (Local and Regional Transportation). According to the Virginia Code Commission, the bill organizes the laws in a more logical manner, removes obsolete and duplicative provisions, and improves the structure and clarity of statutes pertaining to highways, bridges, ferries, rail and public transportation, transportation funding, and local and regional transportation. This bill has a delayed effective date of October 1, 2014 and is a recommendation of the Virginia Code Commission. Note: It is important to refer to the publication of the new title in the Code of Virginia instead of the chapterized version of this bill. The new language in the Code is updated on the General Assembly website.</p>	Amended, Passed House and Senate; Chapter 805 (effective 10/1/14)

2014 Legislation

Bill Number/Bill Points		Status
Reports/Studies	<p>SJR 46: Regional Hampton Roads VDOT Office Report. (Cosgrove) Requests VDOT to study the location of its regional Hampton Roads office and whether or not a new location could better serve the highway construction district.</p>	Amended, Agreed to by Senate and House
	<p>SR 32: Interstate 73 Study. (Stanley) Establishes a joint committee of the Senate Committee on Local Government and the Senate Committee on Transportation to study construction of proposed Interstate 73. The joint subcommittee shall submit an Executive Summary of its findings and recommendations to DLAS no later than the first day of the 2015 and 2016 Regular Session of the General Assembly.</p>	Substitute Agreed to by Senate
Speed Limits	<p>HB 1164: Maximum Speed Limits. (Chafin) Permits the increase of the maximum speed limit on U.S. Route 23 and U.S. Alternate Route 58 to 60 miles per hour subsequent to a traffic study</p>	Passed House and Senate; Chapter 91

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	Bill Number/Bill Points	Status
Technology	<p><u>HB 1090:</u> Statewide Transportation Technology Programs. (Villanueva) Requires the Secretary of Transportation and VDOT to revise and update statewide transportation technology programs by evaluating and incorporating, where appropriate, new smart road technologies and other innovations in transportation.</p>	Substitute Passed House and Senate; Chapter 477
	<p><u>HB 1098:</u> Smart Transportation Pilot Zone. (Anderson) Requires the Secretary of Transportation and VDOT to establish a smart transportation pilot zone to test state-of-the-art smart road technology utilizing the existing state highway network, or the Smart Road managed by the Virginia Tech Transportation Institute and owned and maintained by VDOT in Montgomery County, or both.</p>	Substitute Passed House and Senate; Chapter 478
	<p><u>HJR 122:</u> Statewide Transportation Technology Goals and Plan of Action. (LeMunyon) Requests the Secretary of Transportation and VDOT to create and implement statewide transportation technology goals and a five-year plan of action. Such goals and plan are to be directed to enhance the efficiency, safety, and convenience of all modes of transportation throughout the Commonwealth. An executive summary and report of its progress shall be submitted to DLAS no later than the first day of the 2015 Regular Session of the General Assembly.</p>	Amended, Agreed to by the House and Senate

2014 Legislation

	Bill Number/Bill Points	Status
Tolls/Tolling	<p><u>SB 156:</u> Electronic Tolling Facilities Fees. (Miller) Requires VDOT to develop and implement a plan to eliminate the maintenance fees associated with electronic toll collection transponders no later than September 1, 2014. Secretary of Transportation is to review retail distribution of transponders for potential improvement.</p>	Substitute Passed Senate and House; Chapter 614
Transportation Planning	<p><u>HB 793:</u> Transportation Planning. (LeMunyon) Requires VDOT under current law, for reviews of comprehensive plans or amendments for Planning District 8, to determine the extent to which the proposed plan or amendment will increase traffic congestion or, to the extent feasible, reduce the mobility of citizens in the event of a homeland security emergency and to include such information as part of its comments on the proposed plan or amendment. Bill adds requirement (for planning District 8 reviews) to the extent that such information is readily available, that the Department shall also include in its comments an assessment of the measures and estimate of the costs necessary to mitigate or ameliorate the congestion or reduction in mobility attributable to the proposed plan or amendment.</p>	Amended, Passed House and Senate; Chapter 766

2014 Legislation

	Bill Number/Bill Points	Status
Carried Over	<p><u>HB 125:</u> Virginia's World War II Heritage Alliance Route. (O'Bannon) Requires VDOT to place and maintain appropriate markers indicating "Virginia's World War II Heritage Alliance Route," as designated by the Virginia World War II Heritage Alliance and promoted by the Virginia Tourism Corporation.</p>	Carried Over to the 2015 Session in House Transportation Committee
	<p><u>HB 729:</u> Tax Restructuring. (Lingamfelter) Modifies the individual income and retail sales and use taxes by lowering the top three individual income marginal tax rates, increasing the individual income tax filing thresholds, repealing the retail sales and use tax on food, increasing the state retail sales and use tax from 4.3 percent to 5.0 percent except in the counties and cities located in the Hampton Roads and Northern Virginia Planning Districts, extending the retail sales and use tax to certain personal services that are currently exempt from the tax, and eliminating the retail sales and use tax exemption for nonprofit entities with at least \$1 million in gross revenue. The bill increases the state retail sales and use tax from 4.3 percent to 5.0 percent throughout Virginia except in Hampton Roads and Northern Virginia. The end result would be a 5.0 percent state retail sales and use tax in all regions of the Commonwealth beginning in 2015. An amount equal to the revenues generated by the increase would be distributed from the Transportation Trust Fund to each planning district in the Commonwealth in which the revenue was generated to be used solely in the planning district for new construction projects on new or existing roads, bridges, and tunnels or mass transit.</p>	Carried Over to the 2015 Session in House Finance Committee
	<p><u>HB 738:</u> Agreements to Obtain Land for Conservation Easements. (Lingamfelter) Provides that where the Commonwealth or any political subdivision possessing the power of eminent domain enters into an agreement to obtain a conservation easement, the Commonwealth shall first obtain the consent of all private landowners whose property would be subject to such easement, and any such landowner whose consent is not obtained shall have a cause of action against the Commonwealth for inverse condemnation.</p>	Carried Over to the 2015 Session in House Courts of Justice Committee

Information contained herein is in summary form. Please refer to legislation for full text.

2014 Legislation

Bill Number/Bill Points	Status
Carried Over (cont.)	
<p>HB 756: Repair of Nonconforming Billboards. (Rust) Revises and updates statutory requirements pertaining to the maintenance and repair of nonconforming billboards.</p>	Carried Over to the 2015 Session in House Transportation Committee
<p>HB 1050: Soil and Water Conservation District Signs. (Edmunds) Exempts certain soil and water conservation district signs from regulation as outdoor advertising structures.</p>	Carried Over to the 2015 Session in House Transportation Committee
<p>HB 1163: Allocation of Federal Funds for Establishment and Maintenance of Trails. (Chafin) Allows the CTB to allocate eligible federal funds for use in the establishment and maintenance of trails.</p>	Carried Over to the 2015 Session in House Transportation Committee
<p>HJR 38: Construction of I-73 Report. (Adams) Creates a joint subcommittee to conduct a two-year study to promote the construction of I-73 in Virginia. (Also SJR 23, but see SR 32)</p>	Carried Over to the 2015 Session House Rules Studies Committee
<p>HJR 42: Study of Equity of Transportation Funding. (Villanueva) Directs JLARC to review the equity of transportation funding in light of new revenues and because such a study has not been conducted in 30 years.</p>	Carried Over to the 2015 Session in House Rules Studies Committee

2014 Legislation

	Bill Number/Bill Points	Status
Carried Over (cont.)	<p><u>SB 19:</u> Virginia Casino Gaming Commission Regulations. (Lucas) Creates the Virginia Casino Gaming Commission as the licensing body for casino gaming. The bill sets up the licensing scheme for casino gaming and provides penalties for violations of the casino gaming law. Casino gambling shall be limited to localities in which at least 40 percent of the land area is exempt from local real property taxation pursuant to federal law or Article X, Sections 6 (a) (1) through (a) 5 and (a) 7 of the Constitution of Virginia. The bill also creates the Toll Mitigation Fund, which shall be used to mitigate the tolls established to support construction and maintenance of the Dominion Boulevard Bridge and Roadway Improvement Project and the Downtown Tunnel/Midtown Tunnel/Martin Luther King Freeway Extension Project. At such time as all outstanding bonds for the Dominion Boulevard Bridge and Roadway Improvement Project and the Downtown Tunnel/Midtown Tunnel/Martin Luther King Freeway Extension Project have been paid and no further bonds or obligations are issued for those projects, the money will be deposited into the Transportation Trust Fund.</p>	Amended, Reported from Senate General Laws and Technology Committee; Carried Over to the 2015 Session in Senate Finance Committee
	<p><u>SB 387:</u> FOIA Certain Proprietary Records of DRPT. (Reeves) Excludes confidential proprietary information and trade secrets, including commercial or financial information, balance sheets, revenue and cost projections, and detailed freight origin and destination information provided by a private transportation business to VDOT or DRPT for any purpose authorized or regulated by state law, including obtaining and administering grants or other financial assistance for transportation projects, provided such information is exempt from disclosure under federal laws governing transportation or the federal Freedom of Information Act. (Also HB 339) (DRPT Agency Bill)</p>	Substitute Passed Senate; Carried Over to the 2015 Session in House General Laws Committee

2014 Legislation

	Bill Number/Bill Points	Status
Carried Over (cont.)	<p><u>SB 505:</u> Natural Gas Incentives for Expanded Use as Transportation Fuel. (Wagner) Establishes financial and regulatory incentives for expanding the use of compressed natural gas (CNG), liquefied natural gas (LNG), and liquefied propane for transportation purposes in the Commonwealth. Vehicles fueled, wholly or partially, by natural gas are authorized to weigh up to 2,000 pounds more than the applicable weight limit, and the bill provides that limits on hauling hazardous materials over a bridge or through a tunnel do not apply to fuel required to propel the vehicle. The bill provides for the titling and registration of natural gas vehicles (NGVs) and converted natural gas vehicles, including a provision that the motor vehicle titling tax on NGVs apply to the value of such vehicle without a CNG or LNG system.</p>	Carried Over to the 2015 Session in Senate Finance Committee
	<p><u>SB 522:</u> Disabled American Veterans Highway. (Saslaw) Designates the entire length of Interstate Route 495 (Capital Beltway) in Virginia the "Disabled American Veterans Highway."</p>	Carried Over to the 2015 Session in Senate Transportation Committee
	<p><u>SB 606:</u> Withdrawal from Secondary Highway System. (Watkins) Allows lane-mile payments of \$12,529 for a county with a charter that borders four cities, which elects to withdraw from the secondary system after June 30, 2014. The bill also allows the VDOT Commissioner to enter into agreements with such counties that withdraw for traffic control.</p>	Carried Over to the 2015 Session in Senate Finance Committee
	<p><u>SB 664:</u> Agreements as to Compensation. (Petersen) Requires that the Commissioner of Highways' decisions regarding agreements be reasonable and not arbitrary.</p>	Carried Over to the 2015 Session in Senate Transportation Committee
	<p><u>SB 665:</u> Limitations on Eminent Domain. (Petersen) Recognizes the property right of quiet and peaceful enjoyment and provides that just compensation is owed to the owner of property subject to condemnation when quiet and peaceful enjoyment is taken or damaged. This bill is in response to the decision of the Supreme Court of Virginia in <i>Byler v. VEPCO</i>, 284 Va. 501, 731 S.E.2d 916 (2012).</p>	Carried Over to the 2015 Session in Senate Courts of Justice Committee

2014 Legislation

Bill Number/Bill Points	Status	
Carried Over (cont.)	<p><u>SJR 23:</u> Construction of I-73 Report. (Stanley) Creates a joint subcommittee to conduct a two-year study to promote the construction of I-73 in Virginia. (Also HJR 38, but see SR 32)</p>	Carried Over to the 2015 Session in Senate Rules Committee
	<p><u>SJR 65:</u> Transportation Funds Constitutional Amendment (first resolution). (Obenshain) Requires the General Assembly to maintain permanent and separate Transportation Funds to include the Commonwealth Transportation Fund, Transportation Trust Fund, Highway Maintenance and Operating Fund, and other funds established by general law for transportation. All revenues dedicated to Transportation Funds on January 1, 2014, by general law, other than a general appropriation law, shall be deposited to the Transportation Funds, unless the General Assembly by general law, other than a general appropriation law, alters the revenues dedicated to the Funds. The amendment limits the use of Fund moneys to transportation and related purposes. The General Assembly may borrow from the Funds for other purposes only by a vote of two-thirds plus one of the members voting in each house, and the loan must be repaid with reasonable interest within four years.</p>	Carried Over to the 2015 Session in Senate Privileges and Elections Committee
	<p><u>SJR 72:</u> JLARC Transportation Funding Report. (Wagner) Directs JLARC to review the equity of transportation funding in light of new revenues and because such a study has not been conducted in 30 years.</p>	Carried Over to the 2015 Session in Senate Rules Committee
	<p><u>SR 38:</u> Safety of Route 13 Report. (Lewis) Directs the Senate Committee on Local Government to study the safety of Route 13 in Northampton and Accomack Counties and to report on safety improvement recommendations.</p>	Carried Over to the 2015 Session in Senate Rules Committee

2014 Legislation

	Bill Number/Bill Points	Status
Failed	<p><u>HB 3:</u> Omnibus Transportation Bill (HB 2313) Expiration Date. (Cline) Provides that all provisions of HB 2313, which established state taxes and fees and regional taxes and fees in Hampton Roads and Northern Virginia, expire on July 1, 2014. HB 2313 provided for the revenues from such taxes and fees to be used primarily for transportation funding in the Commonwealth.</p>	Left in House Finance Committee
	<p><u>HB 4:</u> Annual License Tax on Hybrid Electric Motor Vehicles. (Surovell) Repeals the \$64 annual license tax on hybrid electric motor vehicles that was first imposed beginning July 1, 2013. The bill also provides for refunds of the license tax paid on hybrid electric motor vehicles for registration years beginning on or after July 1, 2014. (Also HB 47, SB 1, SB 38, SB 127, SB 506) (Like HB 72, HB 623, HB 975, SB 159, SB 221)</p>	Left in House Finance Committee
	<p><u>HB 27:</u> Vehicle Weight Limit Extensions. (Cole) Provides that vehicle weight limit extensions apply also to interstate highways that are simultaneously designated as state primary or secondary highways.</p>	Left in House Transportation Committee
	<p><u>HB 29:</u> Budget Bill. (Jones) Amends Chapter 806, 2013 Acts of Assembly.</p>	HB 29: Amended, Passed House; Amended, Passed Senate; Failed to Pass House
	<p><u>HB 30:</u> Budget Bill. (Jones) Provides a portion of revenues for the two years ending respectively on the thirtieth day of June, 2015, and the thirtieth day of June, 2016.</p>	HB 30: Amended, Passed House; Amended, Passed Senate; Failed to Pass House
	<p><u>HB 40:</u> Motor Fuels Tax Rates. (Marshall, R.) Repeals the provision in the 2013 transportation funding bill (HB 2013) that will increase the motor fuels tax if the United States Congress has not enacted legislation granting the Commonwealth the authority to compel remote sellers to collect state and local retail sales and use tax for sales made in the Commonwealth by January 1, 2015.</p>	Left in House Finance Committee

2014 Legislation

Bill Number/Bill Points	Status	
Failed (cont.)	HB 41: Selection of Projects. (Marshall, R.) Provides that the CTB shall select the transportation projects to be funded by the Northern Virginia Transportation Authority.	Left in House Transportation Committee
	HB 47: Annual License Tax on Hybrid Electric Motor Vehicles. (Kory) Repeals the \$64 annual license tax on hybrid electric motor vehicles that was first imposed beginning July 1, 2013. The bill also provides for refunds of the license tax paid on hybrid electric motor vehicles for registration years beginning on or after July 1, 2014. (Also HB 4, SB 1, SB 38, SB 127, SB 506) (Like HB 72, HB 623, HB 975, SB 159, SB 221)	Left in House Finance Committee
	HB 51: Minimum Speed Limits. (O'Quinn) Prohibits driving at less than the posted maximum speed limit in the left-most lanes of interstate highways.	Left in House Transportation Committee
	HB 67: CTB Composition. (Ramadan) Increases the total membership of the CTB to 22 members by doubling the representation for the Richmond, Hampton Roads, and Northern Virginia highway construction districts. (Like HB 146, HB 169, HB 379)	Left in House Transportation Committee
	HB 68: Transportation Funding. (Marshall, D.) Changes the dates on which certain scheduled increases in sales and use tax revenue to the HMOF would not take place if Congress does not enact a law permitting states to require certain out-of-state retailers to collect and remit state sales and use tax from fiscal years 2016 and 2017. Under current law, scheduled increases for fiscal years 2016 and 2017 would not occur if Congress does not enact such law by January 1, 2015. The bill would halt the increase for only fiscal year 2017 if Congress does not act by January 1, 2016.	Left in House Finance Committee

2014 Legislation

Bill Number/Bill Points	Status
<p>Failed (cont.)</p> <p>HB 70: Joint Commission on Transportation Accountability. (Marshall, D.) Vests the Joint Commission on Transportation Accountability with the power and duty to make performance reviews of state agencies with transportation responsibilities to ensure that funds appropriated to those agencies are being used for their intended purposes and in accord with legislative intent. The bill also directs the Commission, prior to the 2015 Session, to study the costs and benefits of coordinating traffic light signals.</p>	Tabled in House Rules Committee
<p>HB 72: Annual License Tax on Hybrid Electric Motor Vehicles. (Pogge) Eliminates the \$64 annual license tax on hybrid electric motor vehicles. (Also HB 975, SB 221) (Like HB 4, HB 47, HB 623, SB 1, SB 38, SB 127, SB 159, SB 506)</p>	Left in House Finance Committee
<p>HB 84: Northern Virginia Transportation Authority Membership. (Marshall, R.) Removes the three legislative members of the Northern Virginia Transportation Authority.</p>	Left in House Transportation Committee
<p>HB 87: Commonwealth Priority of Projects and Funding. (Cole) Provides that all state funds expended on transportation projects be for projects expected to provide congestion reduction or projects that increase safety for travelers.</p>	Left in House Transportation Committee
<p>HB 116: Traffic Light Photo-Monitoring Systems. (Morrissey) Amends provisions related to photo-monitoring systems by providing that certain safety analyses, currently required prior to implementation, shall also be required prior to renewal of such a system. Other changes relate to photo-monitoring of lanes in which turning movements are permitted, specifying when such systems may be used, and the yellow time requirements for such lanes.</p>	Left in House Transportation Committee
<p>HB 145: CTB Member Removal. (Hugo) Provides for removal of members of the CTB by the Governor for malfeasance, misfeasance, incompetence, or gross neglect of duty.</p>	Left in House Transportation Committee

Information contained herein is in summary form. Please refer to legislation for full text.

2014 Legislation

Bill Number/Bill Points	Status
Failed (cont.)	
<p>HB 146: CTB Composition. (Hugo) Increases the size of the CTB by six members (from 18 to 24). Three of the new members are to be members of the House of Delegates; two from the majority party and one from the minority party. The three other new members are to be members of the Virginia Senate; two from the majority party and one from the minority party. (Like HB 67, HB 169, HB 379)</p>	Left in House Transportation Committee
<p>HB 169: CTB Membership. (Webert) Increases from 18 to 22 the membership of the CTB by adding four citizen members to be appointed by the Governor, subject to confirmation by the General Assembly. Of the four new members, one each is to be from the Hampton Roads and Northern Virginia highway construction districts, and two are to be from rural areas. (Like HB 67, HB 146, HB 379)</p>	Left in House Transportation Committee
<p>HB 213: Transportation Funding in Salem Highway Construction District. (Marshall, D.) Provides additional funds for transportation in the Salem Highway Construction District by allocating revenue attributable to a portion of economic growth due to or facilitated by the Inland Port in Montgomery County.</p>	Left in House Appropriations Transportation Committee
<p>HB 277: Pedestrians Crossing Highways. (Krupicka) Clarifies the duties of vehicles to stop to allow pedestrians to cross highways at marked crosswalks.</p>	Left in House Transportation Committee
<p>HB 281: Northern Virginia Transportation Authority Contracts. (Albo) Prohibits the Authority from providing funds in support of a transportation-related project being undertaken with the District of Columbia or another state unless the Authority has first entered into a contract that provides for all costs of the project to be borne equally among the Authority and the District of Columbia or other state.</p>	Left in House Transportation Committee
<p>HB 290: Virginia Public Procurement Act Job Order Contracting. (Albo) Makes technical changes to the provisions of the Virginia Public Procurement Act related to job order contracting.</p>	Left in House General Laws Committee

2014 Legislation

	Bill Number/Bill Points	Status
Failed (cont.)	<p>HB 339: FOIA Certain Proprietary Records of DRPT. (Anderson) Removes obsolete references to applicable federal law in the records exemption for DRPT. Excludes confidential proprietary information and trade secrets, including commercial or financial information, balance sheets, revenue and cost projections, and detailed freight origin and destination information provided by a private transportation business to VDOT or DRPT for any purpose authorized or regulated by state law, including obtaining and administering grants or other financial assistance for transportation projects, provided such information is exempt from disclosure under federal laws governing transportation or the federal Freedom of Information Act. (Also SB 387) (DRPT Agency Bill)</p>	Substitute Passed House; Passed By Indefinitely in Senate General Laws and Technology Committee
	<p>HB 345: Motor Fuels Tax Alternative Fuels. (Taylor) Provides that the motor fuels tax on non-liquid alternative fuels shall be the percentage tax on a gallon of gasoline multiplied by the average wholesale cost of the amount of the alternative fuel required to produce the energy content of a gallon of unleaded gasoline, for each such amount of alternative fuel.</p>	Left in House Finance Committee
	<p>HB 346: PPTA Comprehensive Agreements. (James) Provides that no comprehensive agreement providing for the lease, operation, or transfer of ownership of a qualifying transportation facility under the PPTA with a total value of more than \$1 billion and having a substantial negative impact on the tax revenues of an affected jurisdiction or substantially increasing the taxes, fees, or expenses that will be paid by residents of an affected jurisdiction may be executed by a state agency unless approved by the Governor. Also, a bill that includes a specific description of the proposed agreement and its anticipated expenditures and revenues must be passed by the General Assembly. (Like HB 349)</p>	Left in House Transportation Committee

2014 Legislation

Bill Number/Bill Points	Status
<p>Failed (cont.)</p> <p>HB 349: 1995 PPTA and 2002 PPEA. (James) Provides that no comprehensive agreement providing for the lease, operation, or transfer of ownership of a qualifying transportation facility under the PPTA or a qualified project under the PPEA with a total value of \$1 billion or more shall be executed by a state agency unless approved by the Governor. Also, a bill that includes a specific description of the proposed agreement and its anticipated expenditures and revenues must be passed by the General Assembly. (Like HB 346)</p>	Left in House Transportation Committee
<p>HB 379: CTB Composition. (Surovell) Changes the composition of the CTB so that one member will be appointed from each of Virginia's congressional districts and three will be at-large appointees. The four ex officio members remain unchanged. The bill also replaces the term "metropolitan statistical areas" with "metropolitan planning areas with populations greater than 200,000. (Like HB 67, HB 146, HB 169)</p>	Left in House Transportation Committee
<p>HB 425: Northern Virginia Transportation Authority Membership. (LeMunyon) Increases Authority membership from 17 to 20 by the addition of once senator and two house members.</p>	Left in House Transportation Committee
<p>HB 426: I-66 Improvements. (LeMunyon) Directs VDOT to provide an objective, quantitative rating pursuant to § 33.1-13.03:1 to determine the degree to which providing additional lane capacity on some of all of the segment of I-66 between the Potomac River and I-495 would reduce congestion and improve regional mobility in the event of a homeland security emergency. The Department shall make this information public no later than December 31, 2014.</p>	Substitute Reported from House Transportation Committee; Tabled in House Transportation Committee
<p>HB 427: Periodic Quantitative Rating of Highways. (LeMunyon) Requires that periodic quantitative ratings of primary or secondary highway segments by VDOT include any commonly referred to names of the segments and relevant zip codes.</p>	Tabled in House Transportation Committee

2014 Legislation

Bill Number/Bill Points	Status
<p>Failed (cont.)</p> <p>HB 433: Sales and Use Tax. (LeMunyon) Phases out over a five-year period the state and local sales and use tax on food purchased for human consumption. Under current law, the local tax rate on food is 1% and the state tax rate on such food is 1.5%, with a 1% tax dedicated to localities based on school age population and the remaining one-half percent tax dedicated to the transportation trust fund. The bill dedicates state sales and use tax revenue to hold harmless localities and the transportation trust fund.</p>	<p>Left in House Finance Committee</p>
<p>HB 510: Use of Federal Funds Appropriation Required. (Morris) Prohibits state agencies and state officials, officers, and employees from disbursing, allotting, collateralizing, encumbering, committing, or otherwise using federal moneys or funds unless there is in effect an appropriation enacted by the General Assembly that specifically describes or defines the federal moneys or funds and how they are to be used.</p>	<p>Left in House Appropriations Committee</p>
<p>HB 528: Revenue Sharing Highway Funds. (Hodges) Provides for use of so-called revenue-sharing highway funds for construction and maintenance of ditches and other drainage facilities and obtaining voluntary drainage easements or voluntary permission to enter private property.</p>	<p>Stricken at Patron's Request in House Transportation Committee</p>

2014 Legislation

	Bill Number/Bill Points	Status
Failed (cont.)	<p><u>HB 532:</u> State Agencies' Use of Public Media. (Marshall, R.) Requires the Governor to ensure that no state agency uses or attempts to use appropriated funds or grant or contract funds to solicit pressure on state or local government officials through the use of public media. The bill excludes the publication of notices in accordance with the Virginia Public Procurement Act, the 1995 PPTA, or the 2002 PPEA; the soliciting of public comment or soliciting as may be required or permitted by law; or other ministerial acts if there is no attempt to use appropriated funds in violation. The bill defines "public media" and "state agency" and provides that the provisions of the bill shall not be construed to inhibit the necessary flow of information and communication between the executive and legislative branches of government but are intended to prevent any inappropriate or undue influence on executive or legislative matters or processes.</p>	Left in House General Laws Committee
	<p><u>HB 533:</u> State Agencies' Use of Public Media. (Marshall, R.) Requires the Governor to ensure that neither VDOT or the CTB uses or attempts to use appropriated funds or grant or contract funds to solicit pressure on state or local government officials in relation to pending or proposed executive or legislative matters relating to any proposed safety-related or congestion management-related highway project or program through the use of public media. The bill excludes the publication of notices in accordance with the Virginia Public Procurement Act, the 1995 PPTA, or the 2002 PPEA; the soliciting of public comment or soliciting as may be required or permitted by law; or other ministerial acts if there is no attempt to use appropriated funds in violation. The bill defines "public media" and provides that the provisions of the bill shall not be construed to inhibit the necessary flow of information and communication between the executive and legislative branches of government but are intended to prevent any inappropriate or undue influence on executive or legislative matters or processes.</p>	Reported from House General Laws Committee; Left in House Appropriations Committee

2014 Legislation

Bill Number/Bill Points	Status	
Failed (cont.)	HB 549: Transportation Construction Services. (Filler-Corn) Provides that for the award of transportation construction projects, certain specified factors other than price may be considered.	Left in House General Laws Committee
	HB 555: Blocking Highway Drains and Culverts. (Kory) Allows the governing body of any locality to prohibit, by ordinance, any person from interfering with or impeding in any manner within VDOT's right-of-way the runoff of storm water into or out of any storm water management facility, culvert, drain, ditch, or other drainage feature on any highway right-of-way controlled by VDOT. (Also HB 744)	Amended, Reported from House Transportation Committee; Defeated on House Floor
	HB 604: Red or Red and White Warning Lights. (Campbell) Allows VDOT vehicles used for highway safety service patrol functions in responding to or on-scene at highway safety incidents to be equipped with flashing, blinking, or alternating red or red and white combination warning lights.	Left in House Transportation Committee
	HB 623: Annual Fee on Electric, Hybrid Electric, and Alternative Fuel Motor Vehicles. (Watts) Replaces the \$64 annual license tax on electric, hybrid electric, and alternative fuel motor vehicles with a \$64 annual road usage fee on electric motor vehicles and any other motor vehicle that has a combined city/highway fuel economy rating equal to or greater than 40 miles per gallon or 40 miles per gallon of gasoline-equivalent (MPGe), according to standards and regulations of the U.S. EPA. (Like HB 4, HB 47, HB 72, HB 975, SB 1, SB 38, SB 127, SB 159, SB 221, SB 506)	Left in House Finance Committee
	HB 626: Allocation of Funds Among Highways Systems. (Watts) Eliminates required allocations of up to \$500 million per year for bridge reconstruction and rehabilitation, high priority projects, and smart roadway technology projects.	Left in House Appropriations Committee

2014 Legislation

Bill Number/Bill Points	Status
<p>Failed (cont.)</p> <p>HB 635: Use of Revenues by the Northern Virginia Transportation Authority. (LaRock) Requires that 70 percent of the revenues received by the Authority under § 15.2-4838.1 be used by the Authority solely to fund transportation projects selected by the Authority that are contained in the regional transportation plan in accordance with § 15.2-4830 and that have been rated in accordance with § 33.1-13.03:1.</p>	Left in House Transportation Committee
<p>HB 647: Metropolitan Washington Airports Authority. (LaRock) Places limits and conditions on use of Commonwealth revenues to support Phase II of the Dulles Corridor Metrorail Project.</p>	Left in House Appropriations Committee
<p>HB 653: Allocations by Northern Virginia Transportation Authority. (LaRock) Limits allocations by the Northern Virginia Transportation Authority for transit, rail, and public transportation projects to no more than 25 percent of its total allocations.</p>	Left in House Transportation Committee
<p>HB 658: CTB Allocations to Northern Virginia Highway Construction District. (LaRock) Limits transit, rail, and public transportation allocations by the CTB to the Northern Virginia highway construction district to no more than 25 percent of total allocations.</p>	Left in House Transportation Committee
<p>HB 691: Prince William County Metrorail Improvement District. (Torain) Creates the Prince William County Metrorail Improvement District to provide a means of financing an extension of commuter rail service from Fairfax County into Prince William County.</p>	Left in House Transportation Committee
<p>HB 744: Blocking Highway Drains and Culverts. (Kory) Allows localities by ordinance to prohibit interfering with or impeding storm water runoff into drains or culverts on VDOT-controlled highway rights-of-way. (Also HB 555)</p>	Stricken from the Docket in House Transportation Committee

2014 Legislation

Bill Number/Bill Points	Status
<p>Failed (cont.)</p> <p>HB 769: Project Labor Agreements by Certain State Agencies. (Hugo) Provides, under certain conditions, that when engaged in procuring products or services or letting contracts for construction, manufacture, maintenance, or operation of any project paid for in whole or in part by state funds, or when overseeing or administering such procurement, neither the CTB nor any state transportation agency nor any construction manager acting on behalf of such entities shall, in their bid specifications, project agreements, or other controlling documents, provide an incentive in the scoring of such bids that favors entities entering into project labor agreements. The bill sets out exceptions to this requirement.</p>	Left in House General Laws Committee
<p>HB 806: VDOT Tree Replacement Policy. (Lopez) Requires VDOT, in highway construction projects, to adhere to any tree replacement policy adopted by the locality in which the construction project is located.</p>	Left in House Transportation Committee
<p>HB 824: Northern Virginia Transportation Authority. (Minchew) Provides that the Authority's bonding authority shall not be effective until July 1, 2018. After such date, the Authority, prior to issuance of bonds, shall demonstrate in the context of a bond validation lawsuit that the transportation projects proposed for funding with the sought bond proceeds have been thoroughly analyzed and provide the greatest degree of congestion reduction relative to cost.</p>	Left in House Transportation Committee
<p>HB 920: Funding Among Highway Systems. (Sickles) Advances from July 1, 2020, to July 1, 2014, the expiration date of the annual allocation that can be made by the CTB.</p>	Left in House Appropriations Committee
<p>HB 973: Use of Photo-Monitoring Systems for Traffic Lights. (Cline) Repeals the authority for localities to operate a photo-monitoring system for traffic light enforcement, colloquially known as a "photo red" program.</p>	Failed to Report in House Transportation Committee

2014 Legislation

Bill Number/Bill Points	Status
<p>Failed (cont.)</p> <p><u>HB 1100</u>: CTB Six-Year Improvement Program. (Yancey) Requires that the CTB's Six-Year Improvement Program give priority to either projects that are expected to provide the greatest congestion reduction relative to the cost of the project or projects that promote economic development and promote commerce and trade within the highway construction district where they are located.</p>	<p>Left in House Transportation Committee</p>
<p><u>HB 1136</u>: PPTA Approval of Schedule of Tolls and Fees. (Joannou) Prohibits the inclusion in a comprehensive agreement under the PPTA of a schedule of tolls or user fees for a road, highway, tunnel, or bridge unless the General Assembly, by joint resolution, has approved the schedule. The measure also requires that any user fees provided for in a comprehensive agreement be set forth in a schedule that has been approved by the General Assembly.</p>	<p>Left in House Transportation Committee</p>
<p><u>HB 1148</u>: Reckless Driving Causing Death or Injury of Certain Persons. (Morefield) Punishes reckless driving that causes the death or serious physical injury of a law-enforcement officer, emergency medical services personnel, highway worker, or firefighter engaged in his duties as a Class 6 felony with a \$2,500 mandatory minimum fine. Government employee or contractor" means an employee of VDOT; a contractor or employee of a contractor while working under contract with VDOT; an employee of a locality, or a contractor or employee of a contractor while working under contract with a locality, who performs maintenance, repair, or construction of interstate, state highway, or local street or road infrastructures and associated rights-of-way on interstate, highway, or local street or road work zones; operates equipment on interstate, state highway, or local street or road infrastructures and associated rights-of-way on interstates, highways, or local street or road work zones; or performs maintenance work on interstates, state highways, or local street or road work zones.</p>	<p>Left in House Courts of Justice Committee</p>

2014 Legislation

Bill Number/Bill Points	Status
Failed (cont.)	
<p>HB 1162: Weight Limits of Coal Trucks. (Morefield) Provides that if the load of a coal truck does not rise above the top of the bed or the line painted to indicate the maximum permissible height of the load, there is an irrebuttable presumption, rather than prima facie evidence, that the weight of the vehicle is within applicable limits.</p>	Left in House Transportation Committee
<p>HB 1168: Wetland and Stream Mitigation Banks. (Fariss) Provides that on and after July 1, 2014, the preservation of upland or stream buffers or wetlands on state land shall not be used to provide compensatory mitigation preservation credits unless (i) the Commonwealth does not acquire the land until after mitigation activity is proposed or (ii) a state agency or a foundation related to a state institution of higher education is compensating for state agency impacts to wetlands or streams. For the purposes of this section, "state land" means all properties to which the Commonwealth holds title except for subaqueous lands.</p>	Substitute Passed House; Substitute Reported from Senate Agriculture, Conservation and Natural Resources Committee; Left in Senate Finance Committee
<p>HB 1183: Virginia Transportation Solutions Working Group. (Comstock) Changes the name of the Joint Commission on Transportation Accountability to the Virginia Transportation Solutions Working Group and authorizes it to advise the CTB on matters pertaining to transportation policy, transportation innovation and technologies, and traffic congestion relief strategies.</p>	Passed House; Passed by Indefinitely in Senate Transportation Committee
<p>HB 1184: Taking Streets into Secondary Highway System. (Marshall, D.) Provides for the taking of certain streets into the secondary highway system as Rural Rustic Roads under certain conditions.</p>	Left in House Transportation Committee
<p>HB 1194: Department of Small Business and Supplier Diversity. (James) Provides for the Department of Small Business and Supplier Diversity, in conjunction with DGS, VITA, and VDOT, to develop a program establishing a requirement that at least 15 percent of all state purchases be made from minority-owned or women-owned businesses that are also certified as small businesses.</p>	Left in House General Laws Committee

Information contained herein is in summary form. Please refer to legislation for full text.

2014 Legislation

	Bill Number/Bill Points	Status
Failed (cont.)	<p>HB 1244: Demand Study Concerning Potomac River Crossings. (Rust, Minchew) Requires VDOT to consider the results of the ongoing transportation demand study concerning Potomac River crossings between Virginia and Maryland and with those results study the costs, feasibility, and transportation impacts of a new Potomac River crossing between the Point of Rocks Bridge (U.S. Route 15) in Virginia and Route 301 in Maryland. The ongoing study will provide a common set of data which Virginia, the District of Columbia, and Maryland can use to plan for the ease of congestion and increased multi-modal mobility among the three jurisdictions. If this study reveals the need for such an additional crossing, VDOT shall provide the members of the General Assembly, the Chairmen of the House and Senate Transportation Committees, and the Secretary of Transportation a recommendation and analysis of the preferred site or sites for such crossing by December 1, 2015.</p>	Amended, Reported from House Transportation Committee; Left in House Appropriations Committee
	<p>HB 1254: Northern Virginia Transportation Authority. (Marshall, R.) Places limitations and conditions on funding by the Authority of mass transit and highway projects to ensure comparative analysis of project costs and benefits.</p>	Left in House Appropriations Committee
	<p>HJR 84: Memorializing Congress; Tolls on Dulles Access Highway. (LaRock) Memorializes Congress to impose and collect tolls for use of the Dulles Access Highway in order to limit toll increases for use of the Dulles Toll Road used to finance the rail-to-Dulles project.</p>	Tabled in House Rules Committee
	<p>HJR 85: MWAA Tolls on Dulles Access Highway. (LaRock) Memorializes the Metropolitan Washington Airport Authority to impose and collect tolls for use of the Dulles Access Highway in order to reduce tolls for use of the Dulles Toll Road.</p>	Tabled in House Rules Committee

2014 Legislation

Bill Number/Bill Points	Status
Failed (cont.)	
<p><u>SB 1:</u> Annual License Tax on Hybrid Electric Motor Vehicles. (Ebbin) Repeals the \$64 annual license tax on hybrid electric motor vehicles that was first imposed beginning July 1, 2013. The bill also provides for refunds of the license tax paid on hybrid electric motor vehicles for registration years beginning on or after July 1, 2014. (Also HB 4, HB 47, SB 38, SB 127, SB 506) (Like HB 72, HB 623, HB 975, SB 159, SB 221)</p>	Incorporated into SB 127 in Senate Finance Committee
<p><u>SB 24:</u> Use of Downtown and Midtown Tunnels by Specific Entities. (Alexander) Adds local police officers, emergency medical vehicles, school buses, and employees of the transportation facility to the list of persons who may use the Downtown and Midtown Tunnels without paying the toll when conducting official business.</p>	Passed By Indefinitely With Letter in Senate Transportation Committee
<p><u>SB 26:</u> Public Comment and Access. (Alexander) Increases time periods for public comment and submission of competing proposals and transparency in agreements pursuant to the 1995 PPTA. The bill also requires a presentation to the Transportation Committees, Senate Finance Committee, and House Appropriations Committee of the General Assembly for projects in excess of \$1 billion.</p>	Stricken at Patron's Request in Senate Transportation Committee
<p><u>SB 38:</u> Annual License Tax on Hybrid Electric Motor Vehicles. (Marsden) Repeals the \$64 annual license tax on hybrid electric motor vehicles that was first imposed beginning July 1, 2013. The bill also provides for refunds of the license tax paid on hybrid electric motor vehicles for registration years beginning on or after July 1, 2014. (Also HB 4, HB 47, SB 1, SB 127, SB 506) (Like HB 72, HB 623, HB 975, SB 159, SB 221)</p>	Incorporated into SB 127 in Senate Finance Committee
<p><u>SB 91:</u> Comprehensive Agreement Reduced Rates for Commuters. (Alexander) Requires comprehensive agreements under the 1995 PPTA to include a provision providing for reduced rates for commuters who use the facility at least 20 times per month during a 12-month period.</p>	Stricken at Patron's Request in Senate Transportation Committee

2014 Legislation

Bill Number/Bill Points	Status	
Failed (cont.)	<p>SB 147: VDOT Notice and Public Comment on Projects. (Stuart) Requires VDOT to post notice on its website and provide for public comment prior to undertaking a safety-related or congestion management transportation project and when a project is expanded or substantially altered. The bill also requires VDOT to hold a public hearing upon request.</p>	Passed by Indefinitely With Letter in Senate Transportation Committee
	<p>SB 159: Annual License Tax on Certain Vehicles. (Miller) Repeals the \$64 annual license tax on hybrid electric motor vehicles and alternative fuel vehicles that was first imposed beginning July 1, 2013. The bill also lowers the annual license tax for electric motor vehicles to \$50 per year, the rate that was in effect on June 30, 2013. The bill provides for refunds of the license tax paid on hybrid electric motor vehicles and alternative fuel vehicles for registration years beginning on or after July 1, 2014, and for a refund of the difference between the \$64 rate and the \$50 rate for the license tax paid on electric motor vehicles for registration years beginning on or after July 1, 2014. (Like HB 4, HB 47, HB 72, HB 623, HB 975, SB 1, SB 38, SB 127, SB 221, SB 506)</p>	Incorporated into SB 127 in Senate Finance Committee
	<p>SB 165: PPTA Comprehensive Agreements. (Locke) Provides that no comprehensive agreement providing for the lease, operation, or transfer of ownership of a qualifying transportation facility under the PPTA with a total value of more than \$1 billion and having a substantial negative impact on the tax revenues of an affected jurisdiction or substantially increasing the taxes, fees, or expenses that will be paid by residents of an affected jurisdiction may be executed by a state agency unless approved by the Governor and a bill that includes a specific description of the proposed agreement and its anticipated expenditures and revenues is passed by the General Assembly.</p>	Stricken at Patron's Request in Senate Transportation Committee
	<p>SB 174: Virginia Public Procurement Act Term Contracts. (Black) Increases the term contract limits for architectural and engineering services to \$2.5 million per project for state agencies and \$10 million per term. Currently, these limits are \$1 million and \$5 million, respectively.</p>	Passed by Indefinitely with Letter in Senate General Laws and Technology Committee

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2014 Legislation

Bill Number/Bill Points	Status
<p>Failed (cont.)</p> <p>SB 221: Annual License Tax on Hybrid Electric Motor Vehicles. (Petersen) Eliminates the \$64 annual license tax on hybrid electric motor vehicles that was first imposed beginning July 1, 2013. (Also HB 72, HB 975) (Like HB 4, HB 47, HB 623, SB 1, SB 38, SB 127, SB 159, SB 506)</p>	Incorporated into SB 127 in Senate Finance Committee
<p>SB 380: State Department of Emergency Management. (Reeves) Requires each state agency designated by the State Department of Emergency Management to submit the agency's supporting component of the State Emergency Operations Plan annually.</p>	Stricken at Patron's Request in Senate General Laws and Technology Committee
<p>SB 409: Response to Claims. (McWaters) Requires the Division of Risk Management or a transportation district to acknowledge claims within 30 days and resolve claims within 60 days. The bill places the same requirements on VDOT for claims less than \$1,000 and provides that such claims serve as a report of the condition of the highway.</p>	Stricken at Patron's Request in Senate Courts of Justice Committee
<p>SB 506: Annual License Tax on Hybrid Electric Motor Vehicles. (Wagner) Eliminates the \$64 annual license tax on hybrid electric motor vehicles that was first imposed beginning July 1, 2013. The bill also provides for refunds of the license tax paid on hybrid electric motor vehicles for registration years beginning on or after July 1, 2014. (Like HB 4, HB 47, SB 1, SB 38, SB 127) (Like HB 72, HB 623, HB 975, SB 159, SB 221)</p>	Incorporated into SB 127 in Senate Finance Committee
<p>SB 511: CTB Composition. (Wagner) Changes the composition of the CTB so that one member will be appointed from each of Virginia's 11 congressional districts instead of from each of the 9 highway construction districts. The five at-large members and four ex officio members remain unchanged.</p>	Passed by Indefinitely in Senate Transportation Committee

2014 Legislation

Bill Number/Bill Points	Status
<p>Failed (cont.)</p> <p>SB 632: Department of Small Business and Supplier Diversity Program. (Lucas) Provides for the Department of Small Business and Supplier Diversity, in conjunction with DGS, VITA and VDOT, to develop a program establishing a requirement that at least 15 percent of all state purchases be made from minority-owned or women-owned businesses that are also certified as small businesses.</p>	<p>Passed By Indefinitely with Letter in Senate General Laws and Technology Committee</p>
<p>SB 645: Virginia Public Procurement Act; Transportation Construction Services. (McEachin) Provides that for the award of transportation construction projects, certain specified factors other than price may be considered. The bill also provides that construction may be procured using either competitive sealed bidding or competitive negotiation and requires the public body to set forth in writing that the method selected is practicable or fiscally advantageous to the public. In addition, the bill establishes instances where the determination of the public body is presumed to be appropriate. Under current law, construction may only be procured by competitive bidding except under certain circumstances.</p>	<p>Passed by Indefinitely with Letter in Senate General Laws and Technology Committee</p>
<p>SB 666: Eminent Domain Costs; Attorney Fees. (Petersen) Requires the court, in certain condemnation proceedings, to award costs, including reasonable attorney fees, to the owner of property taken by condemnation. Under current law, awarding costs is discretionary and such costs exclude attorney fees.</p>	<p>Passed By Indefinitely in Senate Finance Committee</p>