

## **General Assembly Special Session Update June 25, 2008**

**HB 6001 Highway construction funds; provides for allocation thereof for primary, urban, & secondary systems.** Provides for allocation of highway construction funds for the primary, urban, and secondary systems solely on the basis of the number of registered vehicles. *Patron:* Cole

**Notes:** *This bill would alter the current formula for allocating state road funds by dividing up transportation dollars by construction districts based on the number of registered vehicles per district. If passed, this bill would shift millions of dollars to the more urbanized, populated areas with high number of registered vehicles at the expense of the more rural areas of the Commonwealth.*

**HB 6002 Transportation Trust Fund; increases amount of sales and use tax revenue dedicated thereto.** Increases the amount of sales and use tax revenue dedicated to the Transportation Trust Fund from an amount generated by a one-half percent sales and use tax (under current law), to an amount generated by a 1% sales and use tax phased in over a five-year period beginning July 1, 2009. *Patron:* Cole

**Notes:** *This bill would divert money from the General Fund.*

**HB 6003 Highway construction funds; provides for allocation thereof for primary & secondary systems.** Provides for allocation of highway construction funds for the primary and secondary systems solely on the basis of population. *Patron:* Cole

**Notes:** *As with HB 6001 above, this bill would shift millions of dollars to the more populated areas at the expense of the rural parts of the state.*

**HB 6004 Highway maintenance funds; provides for allocation thereof by Transportation Board.**

Provides for allocation by the Commonwealth Transportation Board of funds for maintenance of state-maintained highways among the nine state highway construction districts on the basis of population.

*Patrons:* Albo, Nichols and Rust

**Notes:** *This measure would direct that funds for highway maintenance be allocated among highway construction districts based on population, again to the detriment of the rural parts of the state.*

**HB 6005 Transportation, Department of; independent audit required.** Requires, as soon as practicable, the conduct of an independent audit of the Virginia Department of Transportation. *Patrons:* Oder, Lingamfelter, Albo, Athey, Byron, Carrico, Cole, Cox, Crockett-Stark, Frederick, Gear, Griffith, Hamilton, Hargrove, Hugo, Iaquinto, Jones, S.C., Kilgore, Landes, Lohr, Loupassi, Marshall, D.W., Massie, Merricks, Morgan, Nixon, Nutter, Peace, Pogge, Poindexter, Rust, Saxman, Suit and Ware, R.L.

**Notes:** *This bill is one of many intended to generate money for transportation through greater efficiencies in state government operations. All such bills are described hereafter in this Notes section as "cost saver".*

**HB 6006 Transportation Trust Fund; revenues and royalties to State from offshore drilling dedicated thereto.** Dedicates to the state's Transportation Trust Fund all future revenues and royalties that are paid to the Commonwealth as a result of offshore natural gas and oil drilling. *Patron:* Saxman

**Notes:** *All revenues from this new source would be deposited into the Transportation Trust Fund and used solely for transportation purposes, but there is still strong General Assembly opposition to offshore drilling.*

**HB 6007 Motor fuels tax; eliminates current cents per gallon and replaces it with 5% sales and use tax.** Eliminates the current seventeen and one-half cents per gallon motor fuels tax and replaces it with a 5% sales and use tax, while retaining the collection of the replacement tax at the "rack" or terminal (wholesale level) where the current cents per gallon tax is collected. *Patron:* Lingamfelter

06/24/08 House: Continued to 2009 in Finance

**Notes:** *This innovative funding bill would convert the current tax on gasoline purchases from 17 1/2 cents per gallon to a tax equal to 5% of the statewide average retail price of a gallon of self-serve unleaded regular gasoline, excluding federal and state taxes. The chief patron asserts that the revenue would be comparable at the outset but*

would gradually outpace projected revenues under current law. However, this legislation is bottled up in committee.

**HB 6008 Hampton Roads Transportation Authority; abolishes Authority & taxes, fees, etc. dedicated thereto.** Abolishes the Authority and the taxes, fees, and charges dedicated to financing its operation and programs. The bill also makes several technical changes. *Patrons:* Oder (by request), Cosgrove, Gear, Hamilton, Iaquinto, Jones, S.C., Pogge, Purkey, Suit and Tata

**Notes:** *This bill would abolish the Hampton Roads Transportation Authority that was established in the 2007 session of the General Assembly. A similar bill failed in the Senate today.*

**HB 6011 Highway systems; Transportation Board to determine allocation of maintenance funds.** Requires the Commonwealth Transportation Board to utilize the estimated budget required to meet performance standards for asset management under § 33.1-13.02 in determining the total amount of funds reasonable and necessary for maintenance of roads; the allocation of the total amount of funds made available for maintenance shall be based on achieving a minimal level of disparity in meeting asset management performance standards established under § 33.1-13.02; such provision to be fully implemented by fiscal year 2010. *Patrons:* Bulova, Amundson, Ebbin, Marsden, Nichols, Scott, J.M., Sickles and Watts

**Notes:** *We believe this bill is intended to see that maintenance dollars are applied to roads in the greatest need of attention.*

**HB 6012 Highway maintenance; increase of sales and use tax, provided approved by voter referendum.** Increases the state sales and use tax from four percent to 4.5 percent beginning February 1, 2009, provided that the increase is approved by the voters in a referendum to be held at the election on Tuesday, November 4, 2008. The additional revenue from the increase is to be used solely for maintaining roads. *Patron:* Putney

**Notes:** *It is estimated that, if this bill were to pass and if the public were to approve the 1/2 cent statewide increase in the sales and use tax, about \$550 million of new revenue would be generated.*

**HB 6013 Transportation Board; election of non-at-large members, and Transportation Commissioner.** Provides for election of the non-at-large members of the Commonwealth Transportation Board by majority vote of the members elected to each house of the General Assembly. The bill also provides for election of the Commonwealth Transportation Commissioner by the Commonwealth Transportation Board for a term of four years. In the event of a vacancy, the Governor would appoint an Acting Commissioner until the Commonwealth Transportation Board fills the vacancy.

*Patrons:* Hargrove, Albo, Athey, Bell, Byron, Carrico, Cole, Cox, Crockett-Stark, Gear, Griffith, Hamilton, Hogan, Iaquinto, Ingram, Janis, Kilgore, Landes, Lingamfelter, Marshall, D.W., May, Merricks, Nixon, Nutter, O'Bannon, Oder, Orrock, Peace, Pogge, Poindexter, Purkey, Rust and Sherwood

06/24/08 House: Reported from Transportation (13-Y 6-N)

**Notes:** *CTB representatives from the 9 highway construction districts would be elected by the General Assembly instead of the current law of their being appointed by the Governor. Only the 5 remaining at-large members would be appointed by the Governor. Highly doubtful that this House bill would pass the Senate and, if it were to, it would be a prime candidate for a gubernatorial veto.*

**HB 6014 Interstate Public-Private Partnership Compact; repeals establishment thereof.** Repeals Chapter 17 of Title 33.1, which established the Interstate Public-Private Partnership Compact.

*Patron:* Landes

**Notes:** *This bill would repeal a statute passed in 2006 that allows Virginia to enter into agreements with other states to work cooperatively on public-private partnerships, along the lines of Virginia's PPTA, on interstate improvements as permitted by federal law.*

**HB 6015 Park-and-ride facilities; Transportation Board to establish expansion fund.** Requires the Commonwealth Transportation Board to establish a park-and-ride facilities expansion fund to pay for expanding VDOT-controlled park-and-ride-facilities that are operating at or in excess of 95 percent of capacity on peak-use days. Also, the bill requires the Board annually to allocate to this fund an amount calculated to be necessary to expand qualifying park-and-ride facilities to ensure that the expanded facilities would operate below 95 percent of

capacity on peak-use days. *Patron:* Pollard; 06/24/08 House: Tabled in Appropriations

**HB 6016 Secondary highway system; improvements of existing highways not subject to certain standards, etc.** Provides that secondary highway system improvements to existing highways need not be subject to the same design and engineering standards that would apply if the project involved new construction. The bill also provides that the Commonwealth, its agencies, instrumentalities, departments, officers, and employees acting within the scope of their duties and authority will be immune for damages by reason of actions taken in conformity with the provisions of the bill. *Patron:* Pollard

06/24/08 House: Reported from Courts of Justice with amendment (18-Y 0-N)

06/24/08 House: Referred to Committee on Transportation

**Notes:** *This bill is intended to stretch construction dollars so that more projects could be undertaken.*

**HB 6017 Food and beverage tax; allows counties to impose without referendum.** Allows counties to impose the food and beverage tax without a referendum at a rate not to exceed 4% provided the revenues raised are used solely for new transportation construction purposes. *Patron:* Rust

06/24/08 House: Tabled in Finance

**Notes:** *Current law requires counties to conduct a public referendum prior to imposing such a tax. This bill would have eliminated that requirement.*

**HB 6018 Retail Sales and Use Tax; dedication of portion of current revenue for transportation.** Dedicates the revenue from the one-half percent sales and use tax imposed in 2004, beginning July 1, 2010, to transportation improvements in Northern Virginia and Hampton Roads. *Patron:* Gear

**Notes:** *This patron (Del. Gear) proposes by this bill to divert the one-half cent increase in the state's general sales and use tax, passed by the General Assembly in 2004, to the Transportation Trust Fund, effective July 1, 2010. Similar to SB 6001 except that the net revenues from the half penny tax would be divided equally and paid to local jurisdictions in Hampton Roads.*

**HB 6019 Hampton Roads highway districts; requests for proposals or tolling of certain highway facilities.**

Requires VDOT to issue requests for proposals concerning, or itself directly impose and collect tolls for use of, certain highway facilities within the Hampton Roads highway construction district. *Patron:* Hamilton

**Notes:** *The bill would require VDOT to seek to obtain federal authorization to impose and collect tolls on four facilities in Hampton Roads (I-64 Hampton Roads Bridge-Tunnel, I664 Monitor-Merrimac Memorial Bridge-Tunnel, I-64 high rise bridge in Chesapeake and all HOV lanes within the Hampton Roads construction district).*

**HB 6020 PPTA of 1995; issuance of requests for proposals there under for Hampton Roads highway projects.** Requires VDOT, within 90 days, to issue requests for proposals under PPTA for (i) construction of the Third Crossing of Hampton Roads, (ii) construction of the Southeastern Expressway/Dominion Boulevard system in the City of Chesapeake and the City of Virginia Beach, (iii) replacement of U.S. Route 460 from Bowers Hill in the City of Chesapeake to the City of Petersburg with a controlled access highway, (iv) widening of Interstate Route 64 in the City of Chesapeake from Battlefield Boulevard to Bowers Hill, including the High Rise Bridge over the Southern Branch of the Elizabeth River, (v) widening of Interstate Route 64 from Bland Boulevard in the City of Newport News to Virginia Route 199 in James City County, (vi) expansion of the Midtown Tunnel between the City of Norfolk and the City of Portsmouth, and (vii) expansion of the Hampton Roads Bridge-Tunnel between the City of Hampton and the City of Norfolk by construction of a third bridge-tunnel structure. The bill also provides for a specially selected committee to review proposals submitted and make a recommendation to the General Assembly, VDOT, and the CTB. *Patron:* Cosgrove

06/23/08 House: Referred to Committee on Transportation

**Notes:** *This bill directs VDOT to develop and distribute requests for proposals under the PPTA for concession agreements "or otherwise" on the facilities identified above. Interested private parties would have to respond "within 60 days of the issuance of the" RFP.*

**HB 6021 Highway maintenance funds; provides method by which Transportation Board is to allocate funds.** Provides a method by which the Commonwealth Transportation Board is to allocate additional funds for highway maintenance in the event of insufficiency of funds in the Highway Maintenance and Operating Fund.

*Patrons:* Rust and Albo

06/23/08 House: Referred to Committee on Rules

**HB 6023 Transportation agencies; Auditor of Public Accounts to administer an operational, etc. audit.**

Provides for the Auditor of Public Accounts to administer an operational and programmatic performance audit focusing on the agencies within the Transportation Secretariat, with primary emphasis on the Department of Transportation and the Department of Rail and Public Transportation. The audit will be conducted by a private management consulting firm with an interim report to be completed by December 15, 2008, and a final report to be completed by August 1, 2009. The goal of the audit is to determine an objective and independent cost savings assessment of the Commonwealth's organizational structure and efficiency of the Commonwealth's transportation programs to provide information to the Governor and the General Assembly on ways to reduce duplication of effort and implement cost savings measures and programmatic efficiencies in the operation of state transportation programs. Any monetary savings realized from implementation of recommendations of the performance audit will be applied to the Highway Maintenance and Operating Fund. The costs of conducting the audit will be paid from existing appropriations to agencies within the Transportation Secretariat. *Patrons:* Lingamfelter, Oder, Albo, Athey, Bell, Byron, Carrico, Cole, Cosgrove, Cox, Crockett-Stark, Fralin, Frederick, Gear, Gilbert, Griffith, Hamilton, Hargrove, Hogan, Howell, W.J., Hugo, Iaquinto, Ingram, Janis, Kilgore, Landes, Loupassi, Marshall, D.W., Marshall, R.G., Massie, May, Merricks, Miller, J.H., Nixon, Nutter, O'Bannon, Orrock, Peace, Pogge, Poindexter, Purkey, Rust, Saxman, Sherwood, Tata and Ware, R.L.

06/24/08 House: Reported from Transportation with substitute (20-Y 0-N)

06/24/08 House: Referred to Committee on Appropriations

06/24/08 House: Reported from Appropriations (17-Y 4-N)

**Notes:** *VDOT has implemented all of the 70+ recommendations that the APA had recommended in 2002.*

**HB 6024 Income tax, state; telework tax credit to aide transportation, report.**

Provides employers a one-time telework tax credit of up to \$20,000 to offset program set-up costs, plus annual credits of up to \$1,200 per new teleworker, for taxable years beginning on and after January 1, 2009, and prior to January 1, 2011. There is an annual \$2 million cap on the amount of the credits that may be taken.

*Patrons:* Lingamfelter, Byron, Frederick, Janis, Loupassi, Marshall, R.G., Merricks, Miller, J.H., Peace and Suit

06/23/08 House: Impact statement from TAX (HB6024)

06/24/08 House: Tabled in Finance

**Notes:** *This bill represents a new approach aimed at curbing rush hour, commuter traffic.*

**HB 6025 Highway maintenance; allocation of funds by Transportation Board to counties for highway systems.** Provides for allocation of funds by CTB to counties for maintenance of secondary highway system components functionally classified as local roads. Counties in which these roads are located would be solely responsible for their maintenance, subject to VDOT standards. *Patrons:* Frederick, Athey, Lingamfelter and Miller

06/23/08 House: Referred to Committee on Rules

**Notes:** *This and several other bills would lessen the drain on the state construction fund for maintenance expenses. This bill will be strongly opposed by local governments.*

**HB 6026 Transportation; provides statewide and regional transportation funding by increasing certain taxes.** Provides statewide and regional transportation funding by (i) increasing, in phases, the motor vehicle titling tax from three to four percent statewide, (ii) increasing motor vehicle registration fees on cars, motorcycles, and heavy trucks by \$10 statewide, (iii) increasing the grantor's tax by \$0.25 per \$100 of value statewide, and (iv) establishing an additional one percent state sales and use tax in certain urban regions of the Commonwealth. The additional state sales and use tax would be imposed in any urban region of the Commonwealth that has at any time (i) a population of at least 1.5 million according to the most recent United States decennial census of population, and (ii) an aggregate of at least 35 million daily vehicle miles traveled in the area in accordance with the most recent written determinations of daily vehicle miles traveled by the Virginia Department of Transportation. An "urban region" is defined under the bill as collectively the Commonwealth's counties and cities wholly embraced

within a metropolitan planning area.

The bill would make several changes to the administration and distribution of transportation funds. The bill would provide dedicated funding for transportation improvements in urban development areas. The bill would remove the requirement for municipalities to contribute the local funds for construction projects if they take over their road construction program. The bill would also clarify the ability of local governments to use their secondary or urban highway construction funding for transit projects.

Revenues generated by the one percent increase in the motor vehicle titling tax and the \$10 increase in motor vehicle registration fees would be deposited into the Highway Maintenance and Operating Fund. The bill would also provide that the revenues generated by the current three percent titling tax on motor vehicles and the \$35 minimum titling tax would be deposited into the Highway Maintenance and Operating Fund.

Revenues generated by the increase in the grantor's tax would be deposited into the Transportation Change Fund to be used solely for mass transit and other transportation projects. Except as otherwise specifically provided, revenues generated by the additional state sales and use tax in any urban region would be used solely for transportation projects included in the federally mandated regional transportation plan approved by the metropolitan planning organization for the urban region. The bill delineates certain transportation projects to be funded in Hampton Roads and Northern Virginia from the revenues generated by the additional state sales and use tax in the respective urban regions in the Hampton Roads and Northern Virginia metropolitan planning areas.

The bill repeals the current authorization granted to certain counties and cities to impose a local income tax.

*Patrons:* Armstrong, Amundson, BaCote, Barlow, Brink, Bulova, Caputo, Dance, Ebbin, Eisenberg, Hall, Howell, A.T., Lewis, Marsden, Melvin, Moran, Morrissey, Plum, Scott, J.M., Shuler, Sickles, Spruill, Toscano, Valentine, Vanderhye, Ward and Watts; *Senators:* Colgan, Houck, Locke, Lucas, Miller, Y.B., Northam, Puckett, Puller and Ticer

06/23/08 House: Referred to Committee on Rules

**Notes: GOVERNOR KAINE'S TRANSPORTATION FUNDING BILL**

**HB 6027 Transportation Board; may enter into fixed-price contracts for materials, etc. for construction.**

Authorizes the Commonwealth Transportation Board (CTB) to enter into fixed-price contracts for the provision of materials, equipment, and supplies in connection with highway construction projects. The Commonwealth Transportation Board may award contracts for the provision of equipment, materials, and supplies to be used in construction of transportation projects on a fixed-price basis. Any such contract shall provide that the price to be paid for the provision of equipment, materials, and supplies to be furnished in connection with the projects shall not be increased but shall remain fixed until completion of the projects specified in the contracts. Material components of any such contract for annual and multi-year programs, including but not limited to maintenance, shall be fixed at the outset of the projects and until completion based on best achievable prices. *Patron:* Hogan

06/23/08 House: Referred to Committee on Transportation

**Notes:** *With today's escalating materials costs, this legislation is not a practical solution.*

**HB 6028 Light rail system; proposal for extension from Norfolk to beachfront in Virginia Beach.** Requires the Virginia Department of Rail and Public Transportation to solicit proposals under the Public-Private Transportation Act of 1995 for the extension of the proposed light rail system in the City of Norfolk from its currently planned terminus at Newtown Road in the City of Norfolk along the Interstate Route 264 corridor on right-of-way of the Norfolk Southern Railway to the beachfront in the City of Virginia Beach. The bill further provides that construction of the project described is in the public interest, and qualifies for public funding, to the extent that any may be required, from the Rail Enhancement Fund, established by § 33.1-221.1:1.1, the Transportation Partnership Opportunity Fund, established by § 33.1-221.1:8, either or both.

*Patrons:* Tata; *Senator:* Wagner

**HB 6029 Transportation administration and funding; eliminating and replacing certain state fees and taxes.** Eliminates or replaces with state fees and taxes certain fees and taxes for Northern Virginia and Hampton Roads authorized pursuant to Chapter 896 of the Acts of Assembly of 2007 that are within the ambit of the Supreme Court of Virginia's decision on February 29, 2008, that they are unconstitutional, and provides other state taxes in those regions for transportation projects in those areas. The bill replaces the Hampton Roads Transportation Authority by transferring its duties to other entities. The bill also establishes or increases certain statewide taxes for statewide maintenance of highways. Finally, the bill requires that a performance audit of the Virginia Department of

Transportation (VDOT) be done by a private firm; that VDOT reduce its operations and administration expenditures by 5 percent within two years; and that VDOT set performance standards for its maintenance operations and privatize at least 80 percent of such operations no later than January 1, 2014.

*Patrons:* Albo and Rust

**HB 6030 Transportation Capital Projects Bond Act of 2008; created.** Authorizes the Commonwealth Transportation Board to issue bonds in an aggregate amount not to exceed \$4.81 billion for specific transportation projects throughout the Commonwealth. The bonds will be paid for by the revenues collected for each project through tolls and other fares or fees. *Patron:* Marshall, R.G.

06/24/08 House: Tabled in Appropriations

**HB 6031 Vehicle overweight and overload fees; establishment by Transportation Board of new schedule thereof.** Provides for the establishment by the Commonwealth Transportation Board of a new schedule of vehicle overweight and overload fees. *Patron:* Marshall, R.G.

**Notes:** *This legislation would be very costly to persons operating trucks.*

**HB 6032 Efficiency in Government Advisory Councils; established.** Establishes Efficiency in Government Advisory Council for each secretariat of state government to review the operations of the agencies within the assigned secretariat for the purposes of identifying efficiencies and determining specific operational areas where savings may be realized. Under the bill, all recommendations that result in identifiable monetary savings among agencies within the assigned secretariat shall be presented in the form of a bill or budget amendment. Savings resulting from implementation of the recommendations will go to the Transportation Efficiency Fund to be used to (i) supplement transportation projects that are aimed at reducing congestion, increasing the efficiency of mass transit, or reducing harmful emissions associated with vehicle traffic and (ii) facilitate economic development associated with transportation projects. *Patron:* Marshall, R.G.

**Notes:** *Self explanatory. A cost saver.*

**HB 6033 Commonwealth Competition Council; repeals, monetary savings applied to Transportation Trust Fund.** Repeals the Commonwealth Competition Council. The bill provides that any monetary savings realized from the implementation of this act shall be applied to the Transportation Trust Fund. *Patron:* Marshall, R.G.

**Notes:** *Another cost saver.*

**HB 6035 Virginia Museum of Natural History and Science Museum of Virginia; consolidation thereof.**

Transfers the governance and operations from the Board of Trustees of the Virginia Museum of Natural History to the Science Museum of Virginia. Savings realized by the implementation of the act must be applied to the Transportation Trust Fund. *Patron:* Marshall, R.G.

**Notes:** *Another cost saver.*

**HB 6036 Alcoholic beverage control; Board to study on how to privatize government stores, etc.** Provides for the issuance of a "package store" license to authorize the retail sale of alcoholic beverages for off-premises consumption. The bill also requires the ABC Board to sell at auction all real estate used as ABC stores, and to terminate leased property upon which the ABC Board has operated a government store. The bill requires the ABC Board to complete an implementation study by December 31, 2008, on how it will privatize government stores. The bill has a delayed effective date of January 1, 2009, to achieve full retail privatization of government stores. The bill provides that any monetary savings realized by the ABC Board from the implementation of bill shall be applied to the Transportation Trust Fund. The bill contains technical amendments. *Patron:* Marshall, R.G.

**Notes:** *Another cost saver.*

**HB 6037 Consumer Affairs, Department of; established, removed from Dept. of Agriculture & Consumer Services.** Removes the Office of Consumer Affairs from the Department of Agriculture and Consumer Services and establishes it as the Department of Consumer Affairs (DCA). The DCA will be headed by a Director appointed by the Governor to serve at his pleasure. The DCA will be the successor in interest to the Office of Consumer Affairs by serving as the central coordinating agency and clearinghouse for receiving and investigating complaints by Virginia consumers of illegal, fraudulent, deceptive, or dangerous practices. Under the bill, any monetary

savings realized from the implementation of this act shall be applied to the Transportation Trust Fund established pursuant to § 33.1-23.03:1 *Patron:* Marshall, R.G.

**Notes:** *Another cost saver.*

**HB 6038 Letting of contracts; Transportation Board to determine which transportation projects to be funded.** Provides that, in letting transportation project contracts, particular transportation projects to be funded shall be those projects, as determined by the Commonwealth Transportation Board (CTB), that will have the greatest impact on (i) reducing traffic congestion, (ii) improving air quality, and (iii) aiding the safety of motorists or pedestrians. *Patron:* Marshall, R.G.

**HB 6039 Motor fuels; quarterly reporting thereof sold to retailers.** Provides that any person selling or transferring motor fuels to a retailer for sale at retail shall file a quarterly information return with the Department of Motor Vehicles identifying the retailer to whom the motor fuel was provided, the number of gallons sold or transferred to each retailer for sale at retail, and the number of gallons sold or transferred to retailers for sale at retail in each county and city. The return shall be filed by the twentieth of the month following the end of each quarter beginning with the quarter ending March 31, 2009. *Patron:* Marshall, R.G.

**HB 6040 Highway construction funds, primary; allocates funds among State's 23 planning districts.** Replaces primary system lane miles with vehicle registrations as a factor in allocating primary highway system construction funds. The bill also allocates primary system construction funds among the Commonwealth's 23 planning districts, rather than among the nine highway construction districts. *Patron:* Marshall, R.G.

**Notes:** *Similar to HB 6001.*

**HB 6041 Secondary highway system; excludes certain subdivision & local subdivision streets from being taken.** Excludes certain subdivision streets and local subdivision streets, as those terms are described in the Virginia Administrative Code (24 VAC 30-91-10), from being taken into the state secondary highway system.

*Patron:* Marshall, R.G.

**Notes:** *Another cost saver. Would be strongly opposed by local governments.*

**HB 6042 Transportation administration and funding; eliminating and replacing certain state fees and taxes.** Eliminates or replaces with state fees and taxes certain fees and taxes for Northern Virginia and Hampton Roads authorized pursuant to Chapter 896 of the Acts of Assembly of 2007 that are within the ambit of the Supreme Court of Virginia's decision on February 29, 2008, that they are unconstitutional. The bill replaces the Hampton Roads Transportation Authority by transferring its duties to other entities. The bill also provides for the Secretary of Transportation to initiate on October 1, 2008, an operational and programmatic performance review of the Departments of Transportation and Rail and Public Transportation with an interim report to be completed by December 15, 2008, and a final report to be completed by June 30, 2009. The review shall be conducted by a private management consulting firm. The goal of the review is to determine an objective and independent cost savings assessment of the Commonwealth's organizational structure and efficiency of the Commonwealth's transportation programs to provide information to the Governor and the General Assembly on ways to reduce duplication of effort and implement cost savings measures and programmatic efficiencies in the operation of state transportation programs. Any potential monetary savings realized from implementation of recommendations of the performance review shall be applied to the Highway Maintenance and Operating Fund. The bill provides that the costs of conducting the review be paid from existing appropriations to agencies within the Transportation Secretariat.

*Patron:* Albo

**HB 6044 PPTA; schedule of deadlines for consideration of solicited or unsolicited proposals made to VDOT.** Establishes a schedule of deadlines for consideration of solicited or unsolicited proposals made to the Department of Transportation under the Public-Private Transportation Act (PPTA). *Patron:* Hamilton

06/24/08 House: Referred to Committee on Transportation

06/24/08 House: Reported from Transportation (19-Y 2-N)

**HB 6046 Transportation agencies; Auditor of Public Accounts to administer an operational, etc. audit.**

Provides for the Auditor of Public Accounts to administer an operational and programmatic performance audit focusing on the agencies within the Transportation Secretariat, with primary emphasis on the Department of Transportation and the Department of Rail and Public Transportation. The audit will be conducted by a private management consulting firm with an interim report to be completed by December 15, 2008, and a final report to be completed by August 1, 2009. The goal of the audit is to determine an objective and independent cost savings assessment of the Commonwealth's organizational structure and efficiency of the Commonwealth's transportation programs to provide information to the Governor and the General Assembly on ways to reduce duplication of effort and implement cost savings measures and programmatic efficiencies in the operation of state transportation programs. Any monetary savings realized from implementation of recommendations of the performance audit will be applied to the Highway Maintenance and Operating Fund. The costs of conducting the audit will be paid from existing appropriations to agencies within the Transportation Secretariat. The bill also has an emergency clause.

*Patrons:* Lingamfelter, Oder, Albo, Bell, Cosgrove, Cox, Crockett-Stark, Fralin, Frederick, Griffith, Hogan, Howell, W.J., Iaquinto, Lohr, Marshall, D.W., Massie, Merricks, Nixon, Nutter, O'Bannon, Peace, Pogge, Poindexter, Rust, Saxman, Sherwood and Suit

06/24/08 House: Referred to Committee on Appropriations

**HB 6047 Highway bridge maintenance & reconstruction; Transportation Board to issue contracts for projects.**

Authorizes the Commonwealth Transportation Board to issue contracts for highway bridge maintenance and reconstruction on a design-build-finance-maintain basis. *Patrons:* Lingamfelter, Albo, Athey, Cox, Crockett-Stark, Frederick, Hugo, Iaquinto, Ingram, Janis, Lohr, Marshall, D.W., Merricks, Miller, J.H. and Saxman

06/24/08 House: Referred to Committee on Transportation

**HB 6048 Transportation Trust Fund; dedication of existing retail sales and use tax revenues thereto.**

Makes a dedication to the Transportation Trust Fund from revenues generated by the existing retail sales and use tax. The revenues generated by a one-half percent retail sales and use tax that are deposited into the general fund under current law would instead be dedicated to the Transportation Trust Fund. The bill would not increase revenues, but would dedicate additional current revenues to the Transportation Trust Fund. The bill would become effective July 1, 2010. *Patrons:* Frederick, Miller, J.H. and Lingamfelter

06/24/08 House: Referred to Committee on Rules

**HB 6050 Transportation Board; repeals authorization to issue bonds in an amount not to exceed \$3 billion.**

Repeals the authorization of the Commonwealth Transportation Board to issue bonds in an amount not to exceed \$3 billion, after all costs, that was provided for in Chapter 896 of the Acts of Assembly of 2007.

*Patron:* Marshall, R.G.

06/24/08 House: Referred to Committee on Appropriations

**HB 6051 Joint Commission on Transportation Accountability.** Allows the Commission to require the submission to it of reports from responsible public entities operating under the Public-Private Transportation Act of 1995 (PPTA) on the status of pending or potential qualifying transportation facilities and assist in the development of timelines for the execution of interim or comprehensive agreements for the development or operation of such facilities under the provisions of the PPTA. *Patron:* May

**HB 6052 Commonwealth Transportation Capital Projects Bond Act of 2007.** Provides that the net proceeds of any bonds issued under the Commonwealth Transportation Capital Projects Bond Act of 2007 be allocated and used as follows: (i) in the long term, approximately 35% of the net proceeds would be used for projects in the Hampton Roads Construction District, (ii) in the long term, approximately 47% of the net proceeds would be used for projects in the Northern Virginia Construction District, and (iii) in the long term, the remaining 18% of the net proceeds would be used for projects in all other construction districts with each construction district's relative share equal to the total highway construction funds received by the district in the fiscal year ending June 30, 2008, as a proportion of the total highway construction funds received by all construction districts in such fiscal year. The bill also makes some technical amendments regarding the bonds. *Patrons:* Oder, Cosgrove, Iaquinto and Suit

**HJ 6001 Constitutional amendment; Transportation Funds (first reference).** 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, 2009, 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. *Patrons:* Oder, Albo, Athey, Bell, Byron, Carrico, Cline, Cole, Cox, Crockett-Stark, Frederick, Gear, Griffith, Hamilton, Hargrove, Hugo, Iaquinto, Jones, S.C., Landes, Lingamfelter, Lohr, Loupassi, Marshall, D.W., Massie, Merricks, Morgan, Nixon, Nutter, Peace, Pogge, Poindexter, Rust, Saxman, Scott, E.T., Suit and Ware, R.L.

06/24/08 House: Reported from Privileges and Elections with substitute (20-Y 0-N)

06/24/08 House: Committee substitute printed 089527668-H1

**Notes:** *This proposed constitutional amendment would create a "lock box" on revenues earmarked by law for transportation. No appropriation bill could override the constitutional provision, only separate, stand alone legislation to change the funding amount or source could impact the lock box.*

**HJ 6005 Constitutional amendment; Transportation Trust Fund (first reference).** Provides that the Transportation Trust Fund established in 1986 will be a permanent fund and receive all revenues generated by the 1986 package of tax and fee increases and any later enactments dedicating additional revenues to the Fund. The amendment limits the use of Trust Fund moneys to purposes of highway construction, maintenance, and improvements, public transportation, railways, seaports, and airports. The General Assembly may use fund proceeds for other purposes only by a two-thirds vote of the members in each house. However, fund proceeds used for other purposes must be repaid to the Fund within three years. *Patrons:* Marshall, D.W., Cole, Crockett-Stark, Merricks and Rust. 06/24/08 House: Incorporated by Privileges and Elections (HJ6001-Oder)

**Notes:** *See notes for HJ 6001.*

**HJ 6006 Constitutional amendment; establishment of special regional transportation funds (first reference).** Authorizes the General Assembly to establish one or more special funds for defined regional transportation needs and to dedicate a revenue stream to the fund. If the General Assembly establishes a special fund and dedicates to it revenues including any taxes or fees, the General Assembly must continue appropriating the dedicated revenues to the fund. However, by a four-fifths vote of the members voting in each house, any such special fund may be abolished, the purposes for which the fund is established may be changed, the revenue sources may be decreased, and the General Assembly may borrow from the fund for other purposes. Borrowed funds must be repaid to the fund within four years. *Patrons:* Suit, Cole, Cosgrove and Iaquinto

06/24/08 House: Reported from Privileges and Elections (16-Y 4-N)

**HJ 6007 Constitutional amendment; Transportation Funds (first reference).** Requires the General Assembly to maintain permanent and separate Transportation Funds to include the Commonwealth Transportation Fund, Transportation Trust Fund, and Highway Maintenance and Operating Fund. All revenues dedicated to Transportation Funds on January 1, 2009, 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 Funds 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 or reduction must be repaid with reasonable interest within four years. *Patron:* Marshall, R.G. 6/23/08 House: Referred to Committee on Privileges and Elections

**Notes:** *See notes for HJ 6001 and HJ 6005.*

**HJ 6010 Fuel costs, rising; joint subcommittee to study role of State & its localities in response thereto.** Establishes a joint subcommittee to determine the appropriate role of the Commonwealth and its localities in response to rising fuel costs. *Patron:* Marshall, R.G. 06/23/08 House: Referred to Committee on Rules

**HJ 6060 Consolidation of certain state departments; Governor to analyze & determine methods and timeline.**

Requests the Governor to analyze and determine the most appropriate methods and timeline for consolidating the Department for the Blind and Vision Impaired, the Department for the Deaf and Hard of Hearing, and the Department of Rehabilitative Services into a single department that will result in an enhancement of services and provides that any monetary savings realized from the consolidation of the agencies be deposited in the Transportation Trust Fund established pursuant to § 33.1-23.03:1. *Patron:* Marshall, R.G.

06/23/08 House: Referred to Committee on Rules

**Notes:** *Another cost saver.*

**HJ 6061 2002 Governor's Commission on Efficiency and Effectiveness; requesting Governor to implement.**

Requests the Governor to implement such recommendations of the 2002 Governor's Commission on Efficiency and Effectiveness as can be addressed through his executive powers, and to request of the General Assembly such additional statutory authority as may be needed in order fully to carry out the recommendations, in order to provide funding to address critical transportation needs. The savings identified in the Wilder Commission report should serve as the source of additional funds to address the current transportation funding shortfall and problems of traffic congestion, delays, and extended travel time for Virginia commuters.

*Patron:* Marshall, R.G.

06/23/08 House: Referred to Committee on Rules

**Notes:** *Another cost saver.*

**SB 6001 Transportation funding; dedication of retail sales and use tax revenues to the Transportation Trust**

Makes a dedication to the Transportation Trust Fund from revenues generated by the existing retail sales and use tax. The revenues generated by a one-half percent retail sales and use tax that are deposited into the general fund under current law would instead be dedicated to the Transportation Trust Fund. The bill would not increase revenues, but would dedicate additional current revenues to the Transportation Trust Fund. The bill would become effective July 1, 2010. *Patron:* Cuccinelli

06/23/08 Senate: Impact statement from DPB (SB6001)

06/25/08 Failed to pass Senate Finance Committee

**Notes:** *The patron (Sen. Cuccinelli) suggests by this bill that the half penny increase in the state's general sales and use tax, passed by the General Assembly in 2004 for public education, be diverted to the Transportation Trust Fund beginning July 1, 2010. Similar to HB 6018. This bill will be strongly opposed by Senate Democrats.*

**SB 6002 Hampton Roads Transportation Authority.** Abolishes the Authority and the taxes, fees, and charges

dedicated to financing its operation and programs. The bill also makes several technical changes. *Patron:* Miller,

06/25/08 Failed to pass Senate Finance Committee

**SB 6003 Long-range transportation plan of Hampton Roads MPO.** Requires the Hampton Roads Metropolitan

Planning Organization (MPO) to include improvements to the Hampton Roads Bridge-Tunnel as its highest priority in its long-range transportation plan. If funds are insufficient to undertake all projects in the long-range plan, the Hampton Roads MPO must eliminate sufficient other projects from its long-range plan so that improvements to the Hampton Roads Bridge-Tunnel may be included in the plan. In identifying projects to be removed from the plan, projects estimated to result in the least amount of congestion relief must be eliminated first. *Patron:* Miller, J.C.

06/25/08 Failed to pass Senate Finance Committee

**SB 6004 Highway maintenance by certain counties.** Provides for allocation of funds by CTB to counties for maintenance of secondary highway system components functionally classified as local roads. Counties in which these roads are located would be solely responsible for their maintenance, subject to VDOT standards.

*Patron:* Cuccinelli

**Notes:** *Another cost saver. Similar to HB 6041.*

**SB 6005 Offshore natural gas and petroleum resources.** Obligates the state to credit to the Transportation Trust Fund all royalty payments received from offshore oil and gas production. The bill also provides that the Commonwealth shall petition the federal government for authorization to conduct natural gas exploration and

drilling activities in the coastal zone of the Commonwealth if the federal government authorizes such petition.

*Patron:* Cuccinelli

06/24/08 Senate: Incorporated by Agriculture, Conservation and Natural Resources (SB6011-Wagner) (9-Y 0-N)

**SB 6006 Transportation funding and administration for Hampton Roads.** Provides funds for transportation in Hampton Roads by capturing a portion of economic growth attributable to or facilitated by the public and private cargo marine terminals located in Hampton Roads. The bill would establish a ratio that measures certain state tax revenues on a per cargo container basis for containers handled in the ports. The revenue ratio would then be multiplied by the increase in cargo containers handled in the ports in the most recently ended fiscal year over the number of cargo containers handled in the ports in Fiscal Year 2009 (which would serve as the base year for the number of cargo containers handled). The product of the revenue ratio and the increase in cargo containers handled would then be multiplied by 30 percent with the resulting amount deposited into a special fund, the Hampton Roads Transportation Revenue Fund. Beginning July 1, 2010, deposits would be made to the Fund in each fiscal year in accordance with the formula described herein. The bill, however, provides that the amount deposited to the Fund would not exceed \$250 million in any fiscal year. Deposits to the Fund in each year would be made in equal amounts on the 15th of September, December, March, and June.

Five percent of the moneys deposited into the Fund in each year that relate to economic growth attributable to or facilitated by the ports would be distributed in equal shares to the Cities of Newport News, Norfolk, and Portsmouth to be used for local or regional projects relating to transportation. The bill provides that no more than \$15 million in aggregate would be distributed to such cities in any fiscal year.

The remaining moneys in the Fund would be used by the Commonwealth Transportation Board for certain projects delineated in the bill or included in the federally mandated 2030 Regional Transportation Plan approved by the Hampton Roads Metropolitan Planning Organization.

The bill repeals the Hampton Roads Transportation Authority and repeals certain fees and taxes authorized pursuant to Chapter 896 of the Acts of Assembly of 2007 that are within the ambit of the Supreme Court of Virginia's decision on February 29, 2008, that they are unconstitutional.

Some of the factors in the bill used to determine the growth in state tax revenues attributable to or facilitated by the ports are based in part upon a January 2008 study by The Mason School of Business Compete Center of the College of William & Mary. *Patron:* Stolle

06/25/08 Failed to pass Senate Finance Committee

**SB 6007 Tolls for use of Interstate Highway System components; disposition of revenue; motor fuel tax rate.** Requires the Commonwealth Transportation Board, on and after January 1, 2010, to impose and collect tolls for use of all Interstate Highway System components in Virginia. All such tolls shall be collected electronically. Tolls are to be set by the Commonwealth Transportation Board so as to generate \$1 billion annually, half of which is to be deposited into the Highway Maintenance and Operating Fund, with the remainder to be deposited into the Transportation Trust Fund. Effective January 1, 2010, the bill also reduces the motor fuel tax rate by five cents per gallon. *Patron:* Stolle

06/25/08 Incorporated into SB 6009 and SB 6010

**SB 6008 Virginia Racing Commission; simulcast horse racing; allocations.** Authorizes wagering on historical horse racing and allocates the proceeds. *Patron:* Norment

06/24/08 Senate: Failed to report (defeated) in General Laws and Technology (6-Y 8-N)

**SB 6009 Statewide and regional transportation funding.** Establishes new taxes and increases the rates of certain existing taxes with the revenues generated to be used for the funding of transportation on a statewide and regional basis. The bill would provide funds for mass transit and road and highway maintenance statewide by (i) increasing the state motor fuels tax rate by \$0.06 per gallon in increments of \$0.01 per gallon in each of the next six fiscal years, (ii) increasing the state retail sales and use tax by one-quarter of one percent, and (iii) increasing the motor vehicle sales and use tax by one-half of one percent. These increases in taxes would be imposed throughout the Commonwealth. The bill also would provide funds to be used for transportation purposes in the counties and cities embraced by the Northern Virginia Transportation Authority by (i) establishing an additional one-half of one percent state retail sales and use tax to be imposed in the Counties of Arlington, Fairfax, Loudoun, and Prince William and the Cities of Alexandria, Fairfax, Falls Church, Manassas, and Manassas Park; (ii) establishing a \$5

per day transient occupancy tax to be imposed in such counties and cities; and (iii) increasing the grantor's tax in such counties and cities by \$0.40 per \$100 of value.

The revenues collected under the bill for mass transit and road and highway maintenance would be deposited into the Supplemental Highway Maintenance and Mass Transit Fund. Each year 25 percent of the moneys deposited into the Fund would be distributed to the Commonwealth Mass Transit Fund to be used for mass transit purposes. The remaining 75 percent of such moneys would be used for road and highway maintenance in the construction district in which such moneys were generated or attributable, provided that the Bristol construction district would receive a proportionate share that is not less than such construction district's proportion of the total funds allocated statewide for road and highway maintenance in the Commonwealth's fiscal year ending June 30, 2008.

The revenues from the taxes that would be imposed in the Counties of Arlington, Fairfax, Loudoun, and Prince William and the Cities of Alexandria, Fairfax, Falls Church, Manassas, and Manassas Park would be administered by the Northern Virginia Transportation Authority for transportation purposes in such counties and cities.

All taxes under the bill would be taxes of the Commonwealth.

The bill would repeal the authorization of certain counties and cities in Northern Virginia to impose a local income tax. *Patrons:* Saslaw, Howell, Lucas, Marsh, Miller, J.C., Miller, Y.B., Northam, Puckett, Puller and Whipple

06/24/08 Senate: Rereferred from Transportation (9-Y 4-N) 06/24/08

06/25/08 Passed Senate Transportation (9-Y 5-N) along party lines

**SB 6010 Transportation funding and administration.** Creates new statewide and regional revenue sources for transportation funding. Statewide, the bill creates new revenues by (i) increasing by three-quarters of one percent the motor vehicle titling tax, and (ii) creating a recapture index to be applied to the existing seventeen and one-half cent gas tax over the next nine years. To offset these new revenue sources, the bill eliminates the one-half of one cent sales tax on food that is currently designated for the Transportation Trust Fund. These new revenues are distributed for funding for mass transit, highway construction, highway maintenance, and a new Tolling Incentive Fund to provide additional moneys for transportation infrastructure in areas that implement new tolls or expand existing tolls. In addition, a new fund is created to support the debt service for \$100,000,000 in bonds authorized to be issued for mass transit. Regionally, the bill imposes in the localities embraced by the Northern Virginia Transportation Authority (i) a one-half of one cent sales and use tax, (ii) an additional 40 cents per \$100 grantors tax, and (iii) a \$5 per night hotel tax. These new revenues will be deposited in the Northern Virginia Transportation Authority Revenue Fund to be used for transportation needs in the Northern Virginia region. In the Hampton Roads region, the bill imposes (i) a three-quarters of one cent sales and use tax, (ii) a one percent local motor fuels retail sales tax, and (iii) a \$5 per night hotel tax. These new revenues will be deposited in the Hampton Roads Transportation Revenue Fund to be administered by the Commonwealth Transportation Board for specified transportation projects in the region. The bill will also impose an additional one percent sales and use tax on any urban region in the Commonwealth that has an aggregate of 8.5 million daily vehicle miles traveled in the area in accordance with the most recent written determinations of daily vehicle miles traveled by the Virginia Department of Transportation. The additional sales tax would only apply to localities that have a voting member on the Metropolitan Planning Organization for the Metropolitan Planning Area in which the locality is located, and the additional sales tax would not apply to localities in the Northern Virginia and Hampton Roads regions. In pursuing transportation reform and efficiencies, the bill establishes a goal of state agencies reducing the total vehicle miles traveled by state employees in commuting to work by 20 percent by 2012. Such reductions may be accomplished through telework, alternative work schedules, ridesharing and carpooling, or mass transit. The Governor shall report annually on the state's efforts to reduce vehicle miles traveled, and the Department of Rail and Public Transportation is directed to develop incentives and guidelines to reduce miles traveled by public and private sector employees. The bill also directs the Commonwealth Transportation Board to identify projects in its six-year plan that would be suitable for tolling, including the use of tolling in projects suitable for public-private partnerships, and directs the Secretary of Transportation to seek federal permission to impose tolls on existing Interstates to be used for maintenance revenues. *Patron:* Colgan

6/24/08 Senate: Rereferred from Transportation (9-Y 4-N) 06/24/08

06/25/08 Held in Senate Finance for possible future action

**SB 6011 Offshore Energy Revenue Fund.** Creates the Offshore Energy Revenue Fund in the state treasury and directs that any royalties and their moneys paid by the federal government as a result of the development of offshore energy resources be deposited in the Fund. The moneys transferred to the Fund are allocated as follows: (i) 40 percent to the Transportation Trust Fund; (ii) 40 percent to fund the implementation of the Secretary of Natural Resources' plan to clean up the Chesapeake Bay and other impaired waters; (iii) 10 percent to the Renewable Electricity Production Grant Fund or other energy efficiency incentives as may be provided in the general appropriations act; and (iv) 10 percent to the Virginia Coastal Energy Research Consortium or other energy research initiatives at state institutions of higher education as may be provided in the general appropriations act.

*Patrons:* Wagner, Blevins, Cuccinelli, Hanger, Hurt, Martin, McDougle, Newman, Norment, Obenshain, Quayle, Ruff, Smith, Stosch, Stuart, Wampler and Watkins

06/23/08 Senate: Referred to Committee on Agriculture, Conservation and Natural Resources

06/24/08 Senate: Impact statement from DPB (SB6011)

06/25/08 Failed to pass in Committee due to environmental concerns

**SB 6012 Flextime income tax credit.** Provides a tax credit to employers for employees who enter into flextime agreements. An employer would be eligible for a one-time \$500 credit for each employee who enters into a scheduling agreement that allows the employee to begin work anytime between 6 a.m. and 9 a.m. or allows the employee to work four 10-hour days per week. No employer would be eligible to receive more than \$25,000 in credits under this section, and the aggregate amount of the credit available annually is capped at \$1 million.

*Patrons:* Deeds and Puckett

**SB 6013 Income tax; telework expenses tax credit.** Provides a tax credit to employers for expenses incurred in allowing employees to telework pursuant to a signed telework agreement. An employer would be eligible for a credit of up to \$1,200 per teleworking employee, depending on the number of days per month an employee will telework and whether the employer's primary place of business is located in a nonattainment area under the federal Clean Air Act. There is also a 100 percent tax credit for costs the employer incurs for conducting a telework assessment in the year prior to implementing a formal telework program. This assessment credit is capped at \$20,000 per employer. The aggregate amount of tax credits that will be issued is capped at \$1 million annually for taxable years 2009 and 2010. *Patrons:* Deeds, Herring, Puckett and Puller

**SB 6014 Income tax deduction; utilization of alternative modes of transportation.** Allows an individual to deduct up to 50% of the expenses incurred in utilizing public transportation to commute to and from work. The bill also would allow a \$500 deduction for an individual who utilizes ridesharing to commute to and from work, or who bicycles or walks to work. In order to be eligible for the \$500 deduction, the individual would be required to use such modes of transportation at least 100 days annually. The bill directs the Department of Taxation to develop guidelines for the implementation of the deductions. *Patrons:* Deeds and Puckett

**SB 6015 Revenues of the Commonwealth; transportation funding.** Creates additional sources of revenue for transportation by increasing the motor vehicle sales and use tax by one-half percent, the motor vehicle rental tax by one percent, and by imposing a five percent tax on the wholesale price of gasoline. The new revenue sources will be directed to the Rail Enhancement Fund, the Transportation Trust Fund, the Highway Maintenance and Operating Fund for transportation projects and needs of the Commonwealth, and certain priority transportation projects, as designated by the Commonwealth Transportation Board, in Northern Virginia and Hampton Roads. The bill would also eliminate the one-half percent sales tax on food currently going to the Transportation Trust Fund, and would raise the allowed credit for low-income tax payers. *Patrons:* Edwards, Marsh, Petersen and Puckett

06/25/08 Failed to pass Senate Finance Committee

**SB 6017 Board for Contractors.** Provides for the Board for Contractors to extend to July 1, 2009, the time for compliance with the elevator mechanic certification requirements for individuals who install, service, or repair chairlifts or other vertical conveyances intended for residential use only. The bill has an emergency clause.

*Patron:* Cuccinelli 06/24/08 Senate: Reported from General Laws and Technology (13-Y 0-N)

**SJ 6001 Constitutional amendment (first resolution); establishment of special funds.**

Authorizes the General Assembly to establish one or more special funds for defined regional transportation needs and to dedicate a revenue stream to the fund. If the General Assembly establishes a special fund and dedicates to it revenues including any taxes or fees, the General Assembly must continue appropriating the dedicated revenues to the fund. However, by a four-fifths vote of the members voting in each house, any such special fund may be abolished, the purposes for which the fund is established may be changed, the revenue sources may be decreased, and the General Assembly may borrow from the fund for other purposes. Borrowed funds must be repaid to the fund within four years. *Patron:* Stolle 06/23/08 Senate: Referred to Committee on Privileges and Elections

**Notes:** *The intention behind this bill, introduced by Sen. Stolle of Virginia Beach, is to protect regionally generated revenue for the region, in the event "one or more special funds" are created to meet transportation needs of a region.*

**SJ 6002 Constitutional amendment (first resolution); Transportation Funds.** 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 Priority Transportation Fund. All revenues dedicated to Transportation Funds on January 1, 2009, 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 Funds 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 in each house, and the loan or reduction must be repaid with reasonable interest within three years. *Patron:* Norment

**SJ 6003 Constitutional amendment (first resolution); Transportation Funds.** 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 Priority Transportation Fund. All revenues dedicated to Transportation Funds on January 1, 2009, 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 Funds 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 or reduction must be repaid with reasonable interest within three years. The amendment also limits the use of general and other non-transportation funds for transportation purposes except for certain debt service payments and, additionally, in an amount not to exceed \$80 million in any fiscal year. *Patron:* Norment

06/24/08 Senate: Incorporated by Privileges and Elections (SJ6004-McEachin) (9-Y 0-N)

**SJ 6004 Constitutional amendment (first resolution); Transportation Funds.** 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 Priority Transportation Fund. All revenues dedicated to Transportation Funds on January 1, 2009, 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 Funds 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 or reduction must be repaid with reasonable interest within three years. The amendment also limits the use of general and other non-transportation funds for transportation purposes except for certain debt service payments and, additionally, in an amount not to exceed \$80 million in any fiscal year. *Patrons:* McEachin, Barker, Deeds, Edwards, Herring, Houck, Howell, Locke, Lucas, Marsh, Miller, J.C., Miller, Y.B., Northam, Petersen, Puckett and Puller

06/24/08 Senate: Reported from Privileges and Elections with substitute (9-Y 0-N)