



COMMONWEALTH of VIRGINIA

Commonwealth Transportation Board

Aubrey L. Layne, Jr.
Chairman

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Agenda item # 7

RESOLUTION OF THE COMMONWEALTH TRANSPORTATION BOARD

July 16, 2014

MOTION

Made By: Mr. Garczynski, Seconded By: Mr. Martin

Action: Motion Carried, Unanimously

Title: Amendments to the Rules and Regulations Governing Relocation Assistance (24VAC-30-41)

WHEREAS, on July 6, 2012, the *Moving Ahead for Progress in the 21st Century Act* (MAP-21) was signed into law by the President; and

WHEREAS, MAP-21 amended several provisions of federal law regarding relocation assistance in Sections 1302 (Advance Acquisition of Real Property Interests) and 1521 (Uniform Relocation Assistance and Real Property Acquisitions Policies Act of 1970 Amendments); and

WHEREAS, the foregoing provisions of MAP-21 become effective on October 1, 2014 and to ensure compliance, states must, by October 1, 2014, adopt and enact measures necessary to comply with said amendments to federal law; and

WHEREAS, in order to bring the *Code of Virginia* into compliance with MAP-21's changes to federal law relating to advance acquisition of real property interests and uniform relocation assistance and real property acquisition, the General Assembly enacted Chapter 218 (HB 990) during the 2014 legislative session, which affects and requires amendment of the *Rules and Regulations Governing Relocation Assistance*; (Regulations) and

WHEREAS, the legislation, which takes effect October 1, 2014, increases the maximum authorized relocation payment to a displaced homeowner from \$22,500 to \$31,000, reduces from 180 to 90 the number of days that may pass between displacement and negotiations for the acquisition of property before such payment is authorized, and increases from \$5,250 to \$7,200

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the maximum relocation payment permitted to a person leasing or renting a comparable replacement dwelling for a period of 42 months and the Regulations require amendments reflecting said changes.

NOW, THEREFORE, BE IT RESOLVED, that the Board approves the amendments to the *Rules and Regulations Governing Relocation Assistance* as shown in Attachment A, and directs VDOT to process them as required under procedures established by the *Code of Virginia*, the Governor, the Registrar of Regulations, and the Department of Planning and Budget for the amendment of regulations under the Administrative Process Act.

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