

# CTB Legislative Report\*

Bill Number/Bill Points	Status
<p>Agency Bill</p> <p><b><u>HB 509</u>: Permits for Operation of Specialized Construction Equipment. (Scott, E.)</b>            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><b><u>HB 854 / SB 470</u>: Maximum Speed Limit on Nonsurface-Treated Highways. (Garrett/Smith)</b>            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; Enrolled</p>
<p><b><u>HB 948/ SB 461</u>: Competitive Negotiation - Limitation of Certain Term Contracts. (Filler-Corn/Vogel)</b>            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; Enrolled</p>

\*Does not include Budget amendments.

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Bill Number/Bill Points	Status
<p>Agency Bill (cont.)</p> <p><b><u>HB 978:</u> Utility Crossings in PPTA Projects. (Rust)</b>            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.            (VDOT Agency Bill)</p>	<p>Substitute Passed House and Senate; Enrolled</p>
<p><b><u>HB 990:</u> Scope of Relocation Assistance and Real Property Acquisition Policies. (Fowler)</b>            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 may pass between displacement and negotiations for the acquisition of property before such payment is authorized. 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>	<p>Passed House and Senate; Chapter 218</p>

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Bill Number/Bill Points		Status
<p>Authorities/Commissions</p>	<p><b><u>HB 400:</u> Transportation District Commission of Hampton Roads. (Howell, A.)</b> Staggers the terms of the Governor's appointments to the commission.</p>	<p>Passed House; Amended, Passed Senate; Conference Report Agreed to by House and Senate</p>
	<p><b><u>HB 597:</u> Richmond Metropolitan Transportation Authority. (Loupassi)</b> 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>	<p>Substitute Passed House and Senate; Enrolled</p>

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Bill Number/Bill Points		Status
<p>Authorities/Commissions (cont.)</p>	<p><b><a href="#">HB 1253/ SB 513</a>: : <u>Hampton Roads Transportation Accountability Commission Created. (Jones/Wagner, F.)</u></b>            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; Amended, Passed Senate; Conference Report Agreed to by House and Senate</p> <p>SB 513: Substitute Passed Senate; Substitute Passed House; Conference Report Agreed to by Senate and House</p>

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Bill Number/Bill Points		Status
Budget Bill/Budget Amendments	<p><b><u>HB 29</u>: Budget Bill. (Jones)</b> Amends Chapter 806, 2013 Acts of Assembly.</p>	<p>HB 29: Amended, Passed House; Amended, Passed Senate; Failed to pass in House; Governor has called a special Session on March 24, 2014</p>
	<p><b><u>HB 30</u>: Budget Bill. (Jones)</b> 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>	<p>HB 30: Amended, Passed House; Amended, Passed Senate; Failed to pass in House; Governor has called a special Session on March 24, 2014</p>

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Bill Number/Bill Points		Status
Eminent Domain/Land Use	<p><b><u>HB 560</u>: Issuance of Land Use Permits (Fariss)</b>                      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 <a href="#">2.2-1151.1</a>, 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; Enrolled
	<p><b><u>SB 194</u>: Eminent Domain Date of Valuation. (Black)</b>                      Provides that the “date of valuation” of property in an inverse condemnation proceeding is the date determined by the court to be the date the property was taken or damaged.</p>	Substitute Passed Senate and House; Enrolled
Funding/Revenue/Taxes	<p><b><u>HB 2</u>: Allocations Within Highway Construction Districts. (Stolle)</b>                      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; Enrolled
	<p><b><u>HB 340</u>: Alternative Fuel Vehicle Conversion Fund. (Taylor, et al)</b>                      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

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Bill Number/Bill Points	Status	
Funding/Revenue/Taxes (cont.)	<p><b><u>HB 1028/ SB 552</u> : Gas Severance Tax. (Morefield/Carrico)</b>            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><b><u>HB 1048/ SB 518</u>: Funding Among Highway Systems. (Rust/Wagner)</b>            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; Enrolled</p>
	<p><b><u>HB 1095</u>: Innovation and Technology Transportation Fund. (Peace)</b>            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; Enrolled</p>

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Bill Number/Bill Points		Status
Highways/Bridges/Signs	<b><u>HB 64:</u> Stephen L. Thompson Memorial Highway. (Fariss)</b> Designates a portion of Virginia Route 24 in Rustburg the Stephen L. Thompson Memorial Highway.	Passed House and Senate; Chapter 51
	<b><u>HB 904:</u> Notice of Transportation Projects. (Hugo)</b> 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.	Substitute Passed House and Senate; Enrolled
	<b><u>HB 986:</u> Trooper Jerry Lynn Hines Memorial Bridges. (Cline)</b> Designates the Interstate Route 81 bridge over the Maury River in Rockbridge County the "Master Trooper Jerry L. Hines Memorial Bridge." (Also SB 612)	Substitute Passed House and Senate; Chapter 82
	<b><u>SB 612:</u> "Master Trooper Jerry L. Hines Memorial Bridges". (Deeds)</b> Designates the Interstate Route 81 bridges over the Maury River in Rockbridge County as the "Master Trooper Jerry L. Hines Memorial Bridge." (Also HB 986)	Amended, Passed Senate and House; Enrolled

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	Bill Number/Bill Points	Status
Hybrid Taxes	<p><b><u>HB 975/ SB 127: Annual License Tax on Hybrid Electric Motor Vehicles. (Rust, et al/ Newman)</u></b>  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. (Also HB 72, SB 221) (Like HB 4, HB 47, HB 623, SB 1, SB 38, SB 159, SB 506)</p>	<p>HB 975: Amended, Passed House and Senate; Chapter 43</p> <p>SB 127: Substitute Passed Senate and House; Chapter 14</p>
Land Records	<p><b><u>HB 607: Clerk Recordation Marginal Release. (Robinson)</u></b>  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>Passed House; Substitute Passed Senate; Enrolled</p>
	<p><b><u>HB 763: Recorded Writings Deeds, Cover Sheets, Indexes. (Minchew)</u></b>  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; Substitute Passed Senate; Enrolled</p>

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Bill Number/Bill Points		Status
Land Records (cont.)	<p><b><u>SB 116: Correcting Errors in Deeds, Deeds of Trust, and Mortgages. (Watkins)</u></b></p> <p>Requires the attorney prior to recording a corrective affidavit, to deliver a copy of the affidavit to all parties to the deed, deed of trust, or mortgage, including the current owner of the property; to the attorney who prepared the deed, deed of trust, or mortgage, if known and if possible; and to the title insurance company, if known, and give notice of the intent to record the affidavit and of each party's right to object to the affidavit. Such parties have 30 days to object in writing to the recordation of the corrective affidavit.</p>	Substitute Amended; Passed Senate and House; Conference Report Agreed to by House and Senate

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	Bill Number/Bill Points	Status
Local Roads	<p><b><u>HB 416/ SB 397: Unpaved Rural Road Network in Loudoun County. (Minchew, Vogel)</u></b>            Directs VDOT to coordinate with the County and with affected residents in order to better understand their specific maintenance concerns and in order to better prioritize how the Department allocates its maintenance budget to address such local concerns; continue, whenever practicable, 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; 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 provide an annual report to the County detailing how the Department expended funds in the prior fiscal year for the maintenance of rural gravel roads in the County.</p>	<p>HB 416: Substitute Passed House and Senate; Enrolled</p> <p>SB 397: Substitute Passed Senate and House; Enrolled</p>
	<p><b><u>SB 237: Optional Provisions in Subdivision Ordinances. (Petersen)</u></b>            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; Enrolled</p>

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	Bill Number/Bill Points	Status
Outdoor Advertising	<p><b><u>HB 377/ SB 295:</u> Adjustment or Relocation of Billboard Signs. (Anderson)</b>            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; Enrolled</p> <p>SB 295: Substitute Passed Senate and House; Enrolled</p>
Overweight Vehicles	<p><b><u>HB 341:</u> Natural Gas Vehicles Weight Limit Exception. (Taylor)</b>            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><b><u>HB 415/ SB 402:</u> Gross Weight for Hydraulic Truck Cranes. (Scott. E.)</b>            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; Enrolled</p>

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Bill Number/Bill Points		Status
Photo Monitoring/Photo Red	<p><b><u>HB 255:</u> "Photo-Red" Traffic Light Enforcement Systems. (Lingamfelter)</b></p> <p>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><b><u>HB 311:</u> Revision of Title 33.1. (LeMunyon)</b></p> <p>Creates proposed 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). Proposed 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). This 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.</p>	Passed House and Senate

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Bill Number/Bill Points		Status
Reports/Studies	<p><b><u>SJR 46:</u> Regional Hampton Roads VDOT Office Report. (Cosgrove)</b>                      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. VDOT shall submit an executive summary and report to DLAS no later than the first day of the 2015 Regular Session of the General Assembly.</p>	Amended, Agreed to by Senate and House
	<p><b><u>SR 32:</u> Interstate 73 Study. (Stanley)</b>                      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><b><u>HB 1164:</u> Maximum Speed Limits. (Chafin, Kilgore)</b>                      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><b><u>HB 1090:</u> Statewide Transportation Technology Programs. (Villanueva)</b>                      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; Enrolled
	<p><b><u>HB 1098:</u> Smart Transportation Pilot Zone. (Anderson)</b>                      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; Enrolled
	<p><b><u>HJR 122:</u> Statewide Transportation Technology Goals and Plan of Action. (LeMunyon)</b>                      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

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	Bill Number/Bill Points	Status
Tolls/Tolling	<p><b><u>SB 156: Electronic Tolling Facilities Fees. (Miller)</u></b>            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; Enrolled
Transportation Planning	<p><b><u>HB 793: Transportation Planning. (LeMunyon)</u></b>            Current law requires VDOT, for reviews of comprehensive plans or amendments for Planning District 8, to also 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) that, to the extent that such information is readily available, 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; Enrolled

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