

C. 2018 VIRGINIA GENERAL ASSEMBLY LEGISLATION

HRTPO staff is monitoring transportation-related legislation during the 2018 General Assembly Session. The session began on January 10, 2018 and will adjourn on March 10, 2018. A summary tracking table of pertinent legislation that was proposed and/or passed as of March 6, 2018 is attached. Updated summaries after this date are available on the HRTPO website at <http://hrtpo.org/page/transportation-legislation/>.

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2018 General Assembly Session - Summary of Transportation - Related Bills
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Bill	Summary	Patron	Status	Committee Information
HB72	Statewide prioritization process project selection.	Thomas	2/13/18: House - Left in Transportation	
HB103	Additional lanes of Interstate 95.	Cole	2/13/18: House - Left in Transportation	
HB352	Toll rate approval by the State Corporation Commission under the Virginia Highway Corporation Act of 1988.	Reid	2/13/18: House - Left in Commerce and Labor	
HB453	Airport boards and authorities; member qualifications; funding transparency. Requires that any person appointed to an airport board or authority created by a locality or group of localities (i) have a degree from an accredited university or at least five years of related experience in aerospace engineering, air transportation, business administration and management, aviation management, construction management, or facilities management or similar related degree; (ii) have at least five years of relevant experience as a pilot; (iii) be an attorney in good standing with the Virginia Bar Association; or (iv) have a master of business administration degree. The bill requires such airport boards or authorities who receive funding from the Department of Aviation or Virginia Aviation Board to keep records and submit a public report regarding the receipt and disbursement of such funds.	Yancey	2/13/18: House - VOTE: BLOCK VOTE PASSAGE (100-Y 0-N) 2/26/18: Senate - Passed Senate (40-Y 0-N)	
HB668	Transportation funding in certain areas of the Commonwealth; price floor.	Kilgore	2/6/18: House - Striken from docket by Rules (17-Y 0-N)	
HB699	Motor vehicle fuels sales tax in certain transportation districts.	Levine *Arlington/ Fairfax Counties; Alexandria	2/13/18: House - Left in Appropriations	
HB712	Naming highways, bridges, interchanges, and other transportation facilities. Removes the authority of the Commonwealth Transportation Board (the Board) to name any highway, bridge, interchange, or other transportation facility forming a part of the system of state highways after a private entity. The bill provides that the Board shall not have the power to name any highway, bridge, interchange, or transportation facility that has been or may hereafter be named by the General Assembly, nor may the name chosen by the Board reflect the name of any living person. The bill repeals the requirement that the Department of Transportation develop guidelines on the naming of highways, bridges, interchanges, and other transportation facilities after private entities.	Adams	2/13/18: House - VOTE: PASSAGE (94-Y 4-N) 3/5/18: Senate - Recomitted to Transportation	

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HB765	<p>Transportation processes in the Commonwealth; responsibilities of transportation entities; funding. Expands the responsibilities of the Office of Intermodal Planning and Investment of the Secretary of Transportation (Office). The bill clarifies the residency requirements for the urban and rural at-large members of the Commonwealth Transportation Board (Board) and provides that no member of a governing body of a locality is eligible to be appointed to the Board during his term of office. The bill provides that the Board's Six-Year Improvement Program shall only commit funds from the State of Good Repair Program, the High Priority Projects Program, or the Construction District Grant Programs to a project or program if such commitment is sufficient to complete the project or program. The bill expands the requirements of the annual report provided by the Commissioner of Highways and requires the Office to submit an annual report as described in the bill. The bill decreases the maximum matching allocation that the Board may make to a locality from \$10 million to \$5 million and provides that such funds can be used for the maintenance of highway systems. The bill changes the amount of Commonwealth funds allocated to the Board for revenue-sharing from no less than \$15 million and no more than \$200 million to not in excess of \$100 million or seven percent of funds available for distribution by the Board from all funds made available for highway purposes, whichever is greater.</p>	Jones	<p>2/13/18: House - VOTE: PASSAGE (98-Y 2-N) 3/2/18: Senate - Passed Senate with amendments (38-Y 0-N)</p>	
HB768	<p>Motor vehicle fuels sales tax in certain areas of the Commonwealth; price floor. Establishes a floor on the 2.1 percent sales tax imposed on motor vehicle fuels sold in Northern Virginia and Hampton Roads. The average wholesale price of gasoline, as determined by the Commissioner of the Department of Motor Vehicles, on July 1, 2018, shall be the initial floor. If the average wholesale price rises in future determinations, the new higher average will become the floor, until such time as the average wholesale price of gasoline is determined to be equal to or greater than the average wholesale price of gasoline in the Commonwealth on February 20, 2013, which is the date of the floor used for the calculation of the state gasoline tax. After this threshold is met, the average wholesale price used for the calculation of the regional tax will be the same as the average price used to calculate the state tax.</p>	Jones	<p>2/13/18: House - VOTE: PASSAGE (84-Y 15-N 1-A) 2/26/18: Senate - Passed Senate (27-Y 12-N) 2/28/18: Confrees appointed in House and Senate</p>	
HB917	<p>Motor vehicle fuels sales tax in certain areas of the Commonwealth; price floor.</p>	Stolle	<p>2/13/18: House - Left in Appropriations</p>	
HB970	<p>Motor vehicle fuels sales tax in certain areas of the Commonwealth; price floor.</p>	Guzman *Fauquier/ PW County	<p>2/13/18: House - Left in Appropriations</p>	

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HB993	Sales tax revenue allocation; increase amount allocated to discretionary spending for airports. Requires the Aviation Board to, during the second six months of each fiscal year, allocate certain funds from the Commonwealth Airport Fund to all eligible airports on a discretionary basis, except airports owned or leased by the Metropolitan Washington Airports Authority. Current law provides a structure whereby such funds are split between air carrier and reliever airports and general aviation airports. The bill retains this existing structure for the first six months of each fiscal year.	Byron	2/13/18: House - VOTE: BLOCK VOTE PASSAGE (100-Y 0-N) 3/1/18: Senate - Passed Senate (40-Y 0-N)	
HB1083	Motor vehicle fuels sales tax; price floor.	Filler-Corn *Fairfax County	2/13/18: House - Left in Appropriations	
HB1086	Hampton Roads Transportation Commission; membership. Adds two legislative members, one from each house, to the Hampton Roads Transportation Commission. The bill provides that nonlegislative members shall have experience in at least one of the following fields: (i) transit planning, transportation planning, or land use planning; (ii) transit or transportation management or management of other public sector operations; (iii) public budgeting or finance; (iv) corporate communications; (v) government oversight; or (vi) local or state government.	Heretick	2/12/18: House - VOTE - BLOCK VOTE PASSAGE (100-Y 0-N) 3/5/18: Senate -Passed Senate with substitute (40-Y 0-N)	
HB1137	Commuter Rail Operating and Capital Fund.	Sickles	2/6/18: Continued to 2019 in Transportation by voice vote	
HB1263	Commonwealth Transportation Board prioritization process; factors considered in Bristol and Salem Highway Construction Districts.	Kilgore	2/13/18: House - Left in Transportation	
HB1319	Mass transit in the Commonwealth. Makes numerous changes to the administration of and revenues for mass transit in the Commonwealth, specifically as it relates to the membership and funding of the Washington Metropolitan Area Transit Authority, the disbursement of funds in the Commonwealth Mass Transit Fund, and the authority of the Commonwealth Transportation Board to issue bonds for transit capital. The bill sets a floor on the average price of fuel used to calculate the regional motor sales tax as the price of gas on February 20, 2013, the same floor that is used to calculate the state fuels tax. The bill also raises the regional congestion relief fee and the regional transient occupancy tax in the Northern Virginia region to raise additional revenues for mass transit.	Sullivan	2/8/18: House - Incorporated into HB1539 2/13/18: House - VOTE: PASSAGE (78-Y 21-N) 3/1/18: Senate - Passed Senate with substitute (26-Y 14-N) 3/5/18: House - VOTE: REJECTED (42-Y 55-N)	
HB1352	Motor vehicle fuels sales tax in certain areas of the Commonwealth; price floor.	Thomas	2/13/18: House - Left in Appropriations	
HI25	Study; JLARC to study reduction or elimination of tolls on Midtown and Downtown Tunnels in Hampton Roads; report.	Heretick	2/13/18: House - Left in Rules	

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HJ41	Constitutional amendment (second resolution); Transportation Funds.	LaRock	2/8/18: House - VOTE: ADOPTION #2 (78-Y 21-N) 2/27/18: Senate - Failed to report (defeated) in Finance (7-Y 9-N)
HJ59	Celebrate Transportation Day. Designates the Thursday before Memorial Day, in 2019 and in each succeeding year, as Celebrate Transportation Day.	Head	2/12/18: House - VOTE: BLOCK VOTE ADOPTION (98-Y 0-N) 3/5/18: Senate - Agreed to by voice vote
HJ60	Study; JLARC; impact of state-owned ports on local governments; report.	James	2/13/18: House - Left in Rules
HJ66	Study; Department of Transportation; commuter rail system in the Commonwealth; report.	Roem	2/13/18: House - Left in Rules
HJ105	Study; JLARC; impact of state-owned ports on local governments; report.	Heretick	2/13/18: House - Left in Rules
SB140	Motor vehicle fuels sales tax in certain transportation districts; price floor. Establishes a floor on the 2.1 percent tax imposed on motor vehicle fuels sold in Northern Virginia by requiring that the average wholesale price upon which the tax is based be no less than the statewide average sales price on February 20, 2013.	Petersen *Fairfax, Fairfax County	2/6/18: Senate - Incorporated by Finance in SB856 (15-Y 0-N)
SB147	Commonwealth Transportation Board; factors for project selection.	Edwards	2/14/18: Senate - Left in Transportation
SB185	Renaming highways; localities.	Favola	1/31/18: Senate - Passed by indefinitely in Transportation (7-Y 6-N)
SB207	Statewide prioritization process project selection.	Stuart	2/7/18: Senate - Continued to 2019 in Transportation (13-Y 0-N)
SB393	Motor vehicle fuels sales tax in certain areas of the Commonwealth; price floor. Establishes a floor on the 2.1 percent sales tax imposed on motor vehicle fuels sold in Northern Virginia and Hampton Roads by requiring that the average wholesale price upon which the tax is based be no less than the statewide average wholesale price on February 20, 2013.	Barker *Fairfax, PW Counties; Alexandria	2/8/18: Senate - Incorporated by Finance into SB856 (16-Y 0-N)
SB400	Constitutional amendment (ballot bill); special funds for transportation purposes.	Lewis	2/7/18: Senate - Striken at request of Patron in Finance (16-Y 0-N)
SB622	Local transportation plan; secondary system road construction program allocation; undergrounding utilities. Provides that if the adopted local transportation plan designates corridors planned to be served by mass transit, a portion of its allocation from the secondary system road construction program may be used for the purpose of utility undergrounding in the planned corridor, if the locality matches 100 percent of the state allocation.	Surovell	2/5/18: Senate - Read third time and passed (40-Y 0-N) 3/2/18: House - VOTE: PASSAGE (96-Y 0-N)

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SB683	Commuter Rail Operating and Capital Fund. Establishes the Commuter Rail Operating and Capital Fund to be used by the Director of the Department of Rail and Public Transportation, with the approval of the Commonwealth Transportation Board, on projects that expand and improve commuter rail service.	Stuart	2/13/18: Senate - Passed Senate (40-Y 0-N) 2/19/18: House - Referred to Appropriations	
SB793	Hampton Roads Transportation Commission; membership.	Lucas	2/9/18: Senate - Stricken at request of Patron in Rules (14-Y 0-N)	
SB852	Commonwealth Transportation Board; composition.	Wagner	2/7/18: Senate - Stricken at request of Patron in Transportation (13-Y 0-N)	
SB856	Mass transit in the Commonwealth. Makes numerous changes to the administration of and revenues for mass transit in the Commonwealth, specifically as it relates to the membership and funding of the Washington Metropolitan Area Transit Authority, the disbursement of funds in the Commonwealth Mass Transit Fund, and the authority of the Commonwealth Transportation Board to issue bonds for transit capital. The bill sets a floor on the average price of fuel used to calculate the regional motor sales tax as the price of gas on February 20, 2013, the same floor that is used to calculate the state fuels tax. The bill also raises the regional congestion relief fee and the regional transient occupancy tax in the Northern Virginia region to raise additional revenues for mass transit.	Saslaw	2/13/18: Senate - Passed Senate (25-Y 15-N) 2/26/18: House - VOTE: PASSAGE (84-Y 14-N) 2/28/18: Conferees appointed	
SB877	Hampton Roads Transportation Commission; membership. Adds two legislative members, one from each house, to the Hampton Roads Transportation Commission. The bill provides that nonlegislative members shall have experience in at least one of the following fields: (i) transit planning, transportation planning, or land use planning; (ii) transit or transportation management or management of other public sector operations; (iii) public budgeting or finance; (iv) corporate communications; (v) government oversight; or (vi) local or state government.	Mason	1/31/18: Senate - Read third time and passed Senate (40-Y 0-N) 3/5/18: House - Read second time	
SB896	Motor vehicle fuels sales tax in certain areas of the Commonwealth; price floor. Establishes a floor on the 2.1 percent sales tax imposed on motor vehicle fuels sold in Northern Virginia and Hampton Roads by requiring that the average wholesale price upon which the tax is based be no less than the statewide average wholesale price on February 20, 2013.	Wagner	2/9/18: Senate - Passed Senate (26-Y 12-N) 2/27/18: House - VOTE: PASSAGE (82-Y 16-N 1-A) 2/28/18: Conferees appointed	
SJZ	Study; JLARC; impact of state-owned ports on local governments; report.	Lewis	2/9/18: Senate - Passed by indefinitely in Rules by voice vote	
SJ35	Constitutional amendment (second resolution); Transportation Funds.	Lewis	2/7/18: Senate - Stricken at request of Patron in Finance (16-Y 0-N)	

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Budget Amendments				
Item	Explanation	Patron	First Year/Second Year	Status
442#1s	Provision of Motor Fuels Data to HRTAC. This amendment directs DMV to provide all relevant information including price and volume of fuels sold in Hampton Roads and Northern Virginia to which the regional 2.1% motor fuels tax is calculated in each region.	Wagner	2016-2018 Language only	Floor Approved
443 #1s	Provision of Motor Fuels Data. This amendment directs DMV to provide all relevant information including price and volume of fuels sold in Hampton Roads and Northern Virginia to which the regional 2.1 percent motor fuels tax is calculated from actual bills of lading on deliveries in each region.			Senate Approved
452 #1s	HRTAC-VDOT Managed Lanes Agreement. This amendment directs the Virginia Department of Transportation to dedicate any toll revenues, bond proceeds, or concession payments derived from the Hampton Roads express lanes to reducing the contributions of the Hampton Roads Transportation Accountability Commission towards interstate capacity expansion projects in Hampton Roads			Senate Approved
456 #1s	HRTAC-VDOT Managed Lanes Agreement. This amendment directs the Virginia Department of Transportation to execute a binding agreement with the Hampton Roads Transportation Accountability Commission relating to the establishment of toll rates and project selection prior to any potential monetization of actively managed toll lanes constructed with HRTAC dedicated revenues.	Wagner	2016-2018 Language only	Floor Approved
445 #3h	Study of Best Practices for Commuter Rail Systems in The Commonwealth. Directs the Department of Rail and Public Transportation to undertake a study of the best practices for constructing, operating and maintaining a commuter rail system in the Commonwealth pursuant to the provisions of House Joint Resolution 66, 2018 Session of the General Assembly.	Roem	Language only	Member Request
445 #1s	Transit Funding for Hampton Roads. Increases the amount of bonds authorized for the Commonwealth Capital Transit Fund to the \$130 million level recommended by the General Assembly's Transit Capital Revenue Advisory Board. The amendment also adds \$15.0 million in additional funding to that amount and directs that it be provided to the Transportation District Commission of Hampton Roads to improve the state of good repair of its bus fleet.	Spruill	Language only	Member Request
446 #1s	Commuter Rail Operating and Capital Fund. Establishes and capitalizes the Commuter Rail Operating and Capital Fund, and directs such proceeds for investment in the Virginia Railway Express. VRE needs an additional state investment to continue to operate their current service. This \$20.0 million annual investment is the first phase of a total needed investment of \$60.0 million which would double the rideship of VRE on their two lines of service.	Stuart	2019: \$20,000,000 2020: \$20,000,000	Member Request

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450 #2h	VDOT Project Specificity. Directs VDOT to provide additional information about construction projects when posting them for public comment online to ensure the description is presented in a manner comprehensible to the average citizen.	Gilbert	Language only	Member Request
450 #7h	Practical Design Methods. Increases the nongeneral fund appropriation for VDOT construction projects by \$2.0 million the first year and \$20.0 million the second year to reflect the assumed savings associated with the use of practical design methods for all construction projects in excess of \$5.0 million pursuant to the provisions of House Bill 59, 2018 Session of the General Assembly. Although the legislation does not increase revenue, by reducing project costs it will allow for the short-term allocation of additional funding, and over the long-term will reduce project costs by an estimated \$5.0 billion over five years.	Bell	2019: \$2,000,000 2020: \$2,000,000	Member Request
452 #1s	HRTAC VDOT Managed Lanes Agreement. Directs the Virginia Department of Transportation to execute a binding agreement with the Hampton Roads Transportation Accountability Commission relating to the establishment of toll rates and project selection prior to any potential monetization of actively managed toll lanes constructed with HRTAC dedicated revenues.	Wagner	Language only	Floor Approved
453 #1h	HRTAC VDOT Agreement on Toll Distribution. Prohibits VDOT from commencing tolling on any transportation facility in Hampton Roads financed with revenues of the HRTAC until VDOT and HRTAC enter into an agreement regarding the distribution of the tolling revenue.	Yancey	Language only	Member Request
453 #3h	Highway 13 Sound Barrier. Directs the use of \$3.0 million of the amounts provided to the City of Virginia Beach for urban system maintenance to be used for the installation of a sound barrier along Highway 13.	Stolle	Language only	Floor Approved
461 #1s	Road Maintenance Payments to Host Cities. Provides an increase of \$5.0 million GF in each year for the roadway maintenance payments made pursuant to the host cities in which the Virginia Port Authority owns tax-exempt real estate.	Lucas	2019: \$5,000,000 2020: \$5,000,000	Member Request
461 #1s	Port Grants. This amendment directs any awards for grant projects from the Port of Virginia Economic and Infrastructure Development Zone Grant Fund, be made from amounts appropriated to the Commonwealth Development Opportunity Fund.		2019: (\$2,000,000) 2020: (\$2,000,000)	Senate Approved