

House Appropriations Transportation Subcommittee

Budget Amendment Request to House Bill 1500

<u>Patron</u>	<u>Amendment #</u>	<u>Short Title</u>
Carr	456 #2h	Increase Funding for Urban Maintenance Payments
Fariss	442 #1h	DMV Restoration of Work Permit
Greason	436 #4h 455 #1h	No Elimination of Free Passage for Clean Fuel Vehicles Reporting of Toll Violations and Revenues Generated
James	436 #3h 464 #1h	Host Cities Transportation Support Fund Portsmouth PILOT Payment from VPA
LaRock	4-5.03 #3h	No DRPT Funding Unless Conditions Related to WMATA Enacted
LeMunyon	448 #1h	WMATA Compact Revisions Required
Lingamfelter	453 #1h	Allocation of Funds for Specific Roadway Improvements
Marshall R.	453 #2h 453 #3h	Route 28 Improvements Regional Funds for Route 28 Improvements
Murphy	452 #1h	Reevaluation of Noise Abatement Studies
Peace	436 #1h 436 #2h	Amend Requirements for Year 2 MWAA Funding Elimination of 2nd Year Funding for MWAA
Sickles	449 #1h	Requires Bridge Upgrades as part of Atlantic Gateway Project
Stolle	449 #2h	Rail EIS for Richmond to Hampton Rds Rail
Toscano	456 #1h	Recreational Access Funds for Biscuit Run

Request to Amend House Bill 1500, as Introduced

Chief Patron: Carr

Item 456 #2h

Co-Patron(s): Hayes, Hester, James, Loupassi, McQuinn, Mullin, Price, Stolle, Villanueva, Ward

Transportation	FY16-17	FY17-18	
Department of Transportation	\$0	\$54,694,882	NGF

Language:

Page 442, line 23, strike "\$947,678,871" and insert "\$1,002,373,753".

Page 443, after line 15 insert:

"E. Notwithstanding the provisions of § 33.2-219, Code of Virginia, beginning with fiscal year 2018, payments to cities and towns eligible for urban maintenance funds under this section shall be made to affected localities based on vehicle miles traveled on the urban street system. No town or city shall receive less funding than it received in fiscal year 2016. The Commonwealth Transportation Board shall approve program payment amounts at a level sufficient to accomplish this purpose. The Board is further authorized to reallocate funds from such other programs as it deems necessary to accomplish this purpose."

Explanation:

(This amendment provides increased funding for the Urban Street Maintenance Payment program. Accompanying language directs that the payments be made based on vehicle miles traveled rather than based on moving lane miles to better reflect actual maintenance needs. The language includes a hold harmless provision and the increased funds ensure that each town and city receives at least the same level of funds they currently receive.)

Chief Patron: Fariss

Item 442 #1h

Transportation	FY16-17	FY17-18	
Department of Motor Vehicles	\$761,250	\$350,000	GF

Language:

Page 431, line 28, strike "\$178,580,056" and insert "\$179,341,306".

Page 431, line 28, strike "\$178,585,157" and insert "\$178,935,157".

Explanation:

(This amendment provides funding for DMV to cover the costs of implementing the provisions of House Bill 1599, 2017 Session of the General Assembly, which establishes a process whereby those unable to pay court costs which result in the loss of a driver's license may re-obtain a driver's license which permits them to travel to work.)

Request to Amend House Bill 1500, as Introduced

Chief Patron: Greason

Item 436 #4h

Transportation

Secretary of Transportation

Language

Language:

Page 429, after line 31, insert:

"Q. No funds appropriated under this act for any transportation agency or project shall be expended for the purpose of supporting a project that abolishes the Clean Fuel Vehicle Program on either Interstate 66 or Interstate 395 inside the Capitol Beltway (Interstate 495)."

Explanation:

(This amendment prohibits the use of any funding provided for transportation in the Commonwealth to be utilized for any project which would eliminate the program for clean fuel vehicles on either Interstate 66 or Interstate 395 inside the Capitol Beltway.)

Chief Patron: Greason

Item 455 #1h

Transportation

Department of Transportation

Language

Language:

Page 442, after line 20, insert:

"D. Fiscal year annual data on the total number and total monetary amount of toll violations, civil penalties, and administrative fees levied, and amounts collected, shall be reported by all toll operators and High Occupancy Toll lane operators and compiled by the Department of Transportation and submitted to the Chairmen of the House Committees on Transportation and Appropriations, the Senate Committees on Finance and Transportation, and to the Transportation Accountability Commission no later than September 1, 2017, and by December 1 of each year thereafter."

Explanation:

(This amendment requires public and private toll road operators to report on the total number of violations and civil penalties and administrative fees levied and collected each year.)

Chief Patron: James

Item 436 #3h

Transportation

Secretary of Transportation

FY16-17

FY17-18

\$0

\$5,000,000 GF

Request to Amend House Bill 1500, as Introduced

Language:

Page 425, line 3, strike "\$888,474" and insert "\$5,888,474".

Page 429, after line 31, insert:

"Q. Included in the amounts provided in this item is \$5,000,000 from the general fund in the second year which shall be used to fund roadway improvement projects directly tied to roadway degradation resulting directly from activity at Virginia's port facilities. The Secretary of Transportation is directed to establish objective and transparent criteria that shall be used by the Commonwealth Transportation Board to allocate these funds to projects on an annual basis as part of the Six Year Improvement Program process. Initial criteria for project submissions shall be developed and released no later than July 1, 2017 to allow eligible port host cities to apply on for grants on a competitive basis. In future years the selection process shall be concurrent with the process used to the develop the Six Year Improvement Program."

Explanation:

(This amendment provides \$5.0 million from the general fund in the second year to establish a new transportation fund to support projects to help Port host cities address roadway degradation and congestion directly associated with activity at the ports of Virginia. The Fund would be established pursuant to the provisions of House Bill 1624, 2017 Session of the General Assembly.)

Chief Patron: James

Item 464 #1h

Co-Patron(s): Heretick

Transportation

FY16-17

FY17-18

Virginia Port Authority

\$0

\$1,700,000 GF

Language:

Page 451, line 31, strike "\$3,487,625" and insert "\$5,187,625".

Page 451, line 38, after "A." insert "1."

Page 451, after line 49, insert:

"2. In addition to the amounts provided in paragraph A.1. of this item, the Commonwealth shall provided \$1,700,000 in the second year from the general fund to the City of Portsmouth to offset losses in property taxes resulting from the capital lease agreement between the Virginia Ports Authority and Virginia International Gateway's relating to port facilities in the City of Portsmouth."

Explanation:

(This amendment provides \$1.7 million from the general fund in the second year as the first part of a three-year payment to the City of Portsmouth to offset the loss of property taxes resulting from the Commonwealth's altered capital lease of the Virginia International

Gateway port facility.)

Chief Patron: LaRock

Item 4-5.03 #3h

Special Conditions and Restrictions on Expenditures

Services and Clients

Language

Language:

Page 558, after line 23, insert:

"e. RESTRICTION ON USAGE OF PUBLIC TRANSPORTATION FUNDS

1. No funding appropriated in this Act shall be released for use by the Department of Rail and Public Transportation or any grantee thereof after July 1, 2017 unless legislation establishing the Washington Metrorail Safety Commission Interstate Compact has been adopted by the 2017 Session of the General Assembly and signed by the Governor and such legislation includes enactment clauses containing the following provisions: (i) language included in Section 66 of Chapter 771, 2009 Acts of Assembly; and (ii) language requiring the Cities of Alexandria, Fairfax and Falls Church and the counties of Arlington, Fairfax and Loudoun to create Metrorail Service Districts in the areas surrounding their Metrorail stations, which shall be designed to generate a dedicated funding source for the ongoing operational, maintenance and capital costs of providing Metrorail service."

Explanation:

(This amendment makes all funding for the Department of Rail and Public Transportation contingent upon passage of Virginia legislation establishing the WMATA Safety Commission Interstate Compact includes enactment clauses requiring Virginia jurisdictions with metrorail stations to adopt Metrorail Service Districts in the areas surrounding their stations designed to be dedicated funding sources for operations, maintenance and capital improvements, and an enactment clause mirroring Section 66 Chapter 771 of the 2009 Acts of Assembly, relating to project labor agreements.)

Chief Patron: LeMunyon

Item 448 #1h

Transportation

Department of Rail and Public Transportation

Language

Language:

Page 436, after line 18, insert:

"3. Notwithstanding any other provision of law, no funds available under this item, nor any funds provided by the Northern Virginia Transportation Commission or the Northern Virginia Transportation Authority shall be disbursed to the Washington Metropolitan Transit Authority (WMATA) after April 30, 2018 unless and until the signatories of the WMATA

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compact have agreed to revisions to or a replacement of the Compact."

Explanation:

(This amendment prohibits the distribution of any state dollars, or any funding from the localities in Northern Virginia or the Northern Virginia Transportation Commission or Transportation Authority to the Washington Metropolitan Transit Authority after April 30, 2018 unless the signatories of the WMATA compact have agreed to revisions to or a replacement of the Compact.)

Chief Patron: Lingamfelter

Item 453 #1h

Transportation

Department of Transportation

Language

Language:

Page 441, after line 30, insert:

"L. Notwithstanding the provisions of § 33.2-214, Code of Virginia, out of the amounts provided in this item that Commonwealth Transportation Board shall allocate \$1,069,000 in the second year for the preliminary engineering phase of the proposed interchange at Route 15/17/19 and business route 15/17/19 (Lord Fairfax Drive); accept the entry road into the Warrenton-Fauquier Airport as a publicly maintained road and construct a traffic light at the intersection of Route 29 North and Mill Run Industrial Park; and allocate \$7,420,000 in the second year to realign Routes 603 and 616 and construct a roundabout at their intersection with Route 28."

Explanation:

(This amendment directs thte CTB to allocate funds to a number of specific projects in Fauquier and Prince William Counties.)

Chief Patron: Marshall R.

Item 453 #2h

Transportation

Department of Transportation

Language

Language:

Page 441, after line 30, insert:

"L. Notwithstanding any other provision of law, if during calendar year 2015 or 2016 any section of state-maintained roadway which (i) traverses four jurisdictions, (ii) is approximately six miles in length, (iii) had a crash rate that is twice the statewide and district averages, (iv) had an injury rate twice the statewide and districtwide averages, (v) had a fatality rate twice the districtwide average, and (vi) had a morning northbound travel time of

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approximately 45 minutes to an Interstate shall be deemed to comply with the provisions of § 33.1-214.1, Code of Virginia, for the purposes of constructing three and two reversible morning and evening travel lanes which traverse two of the jurisdictions and out of existing funds an amount not to exceed \$6,500,000 shall be allocated to implement construction of said lanes."

Explanation:

(This amendment stipulates that a roadway meeting six specific requirements outlined above shall be deemed to have met the requirements of House Bill 2, 2014 Session of the General Assembly, which establishes a statewide prioritization method for selecting highway projects. It allocates an amount not to exceed \$6.5 million to implement needed improvements to Route 28 between Manassas Drive in Manassas Park and the Prince William/Fairfax County boundary at the Bull Run bridge.)

Chief Patron: Marshall R.

Item 453 #3h

Transportation

Department of Transportation

Language

Language:

Page 441, after line 30, insert:

"L. Notwithstanding any other provision of law, if during calendar year 2015 or 2016 any section of state-maintained roadway which (i) traverses four jurisdictions, (ii) is approximately six miles in length, (iii) had a crash rate that is twice the statewide and district averages, (iv) had an injury rate twice the statewide and districtwide averages, (v) had a fatality rate twice the districtwide average, and (vi) had a morning northbound travel time of approximately 45 minutes to an Interstate shall be deemed to be priority projects for the Northern Virginia Transportation "Authority (NVTA). The Authority, as condition of receipt of any funds in this Act shall utilize an amount not to exceed \$6,500,000 for the purposes of constructing three and two reversible morning and evening travel lanes which traverse two of the jurisdictions. In lieu of use of regional funding, the provision of a like amount of funding by the County of Prince William for such purpose shall be deemed sufficient to allow for the release of the regional funds to the NVTA."

Explanation:

(This amendment requires the NVTA to set aside whatever amounts as are needed, up to \$6,500,000, to construct reversible travel lanes along Route 28 as a condition of receiving funding appropriated in this act. It further stipulates that provision of funding for such project could instead be provided by Prince William County.)

Chief Patron: Murphy

Item 452 #1h

Request to Amend House Bill 1500, as Introduced

Transportation	FY16-17	FY17-18
Department of Transportation	\$0	\$25,000 GF

Language:

Page 438, line 34, strike "\$73,224,297" and insert "\$73,249,297".

Page 439, after line 18, insert:

"E. Pursuant to the requirements of House Joint Resolution 691, 2017 Session of the General Assembly, the department, in cooperation with the Federal Highway Administration, shall develop procedures to measure and assess the highway related noise impact on neighborhoods that were previously studied for noise impact but ineligible for noise abatement and mitigation remedies at the time of the initial study."

Explanation:

(This amendment directs VDOT to work with FHWA to reevaluate the highway related noise impacts on certain neighborhoods deemed ineligible for noise abatement actions at the initial time of the study and provides \$25,000 from the general fund in the second year for the conduct of the study, which is required by House Joint Resolution 691, 2017 Session of the General Assembly.)

Chief Patron: Peace

Item 436 #1h

Transportation

Secretary of Transportation

Language

Language:

Page 428, after line 53, insert:

"4. In addition to the requirements set out in paragraphs M.1. through M.3. of this item, to be eligible for funding in the second year of the biennium, the Metropolitan Washington Airports Authority must submit to the Secretary of Transportation and the Chairmen of the House Appropriations and Senate Finance Committees a detailed plan on the potential sale, lease and/or development of MWAA acreage unsuitable for airport use. Such report shall include an update on the status of the NEPA process, a report on the status of any needed approvals from the Federal Aviation Administration, and a detailed plan for the types of assumed usage for the various tracts and an estimate of the revenues that could be generated from such uses."

Explanation:

(This amendment adds additional requirements prior to the receipt of \$25.0 million in additional funding for the Metropolitan Washington Airports Authority in the second year to ensure the reduction of enplanement costs at Dulles Airport.)

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Chief Patron: Peace

Item 436 #2h

Transportation

FY16-17

FY17-18

Secretary of Transportation

\$0

(\$25,000,000) GF

Language:

Page 425, line 3, strike "\$888,474" and insert "(\$24,111,526)".

Page 428, line 14, strike "and \$25,000,000 the second year".

Explanation:

(This amendment eliminates the second year general fund appropriation for the Metropolitan Washington Airports Authority for insufficient reductions in enplanement costs and planning thereof at Dulles Airport.)

Chief Patron: Sickles

Item 449 #1h

Transportation

Department of Rail and Public Transportation

Language

Language:

Page 437, after line 47, insert:

"F. In undertaking the new rail features of the Atlantic Gateway project, the department shall ensure that the existing bridge infrastructure is updated to the Virginia Department of Transportation's standard condition and clearance criteria and that, at a minimum, two-way traffic is accommodated under any bridge on the combined new system crossing a roadway."

Explanation:

(This amendment requires that a part of the Atlantic Gateway Project the DRPT ensure that existing bridge infrastructure is updated to VDOT's standard condition and clearance criteria and ensure such structures accommodate two-way traffic.)

Chief Patron: Stolle

Item 449 #2h

Transportation

Department of Rail and Public Transportation

Language

Language:

Page 437, after line 47, insert:

"F. Notwithstanding the provisions of § 33.2-1601 and § 33.2-1603, Code of Virginia, from the amounts appropriated in this item, \$10,000,000 in the first year and \$10,000,000 in the second year shall be allocated by the department to the Hampton Roads Metropolitan

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Planning Organization (MPO) to conduct the Richmond to Hampton Roads Tier II Passenger Rail Environmental Impact Study (EIS). Any Rail Enhancement Funds utilized for this purpose shall be administered according to the guidelines governing the use of Intercity Passenger Rail Operating and Capital Funds."

Explanation:

(This amendment directs \$10.0 million each year from existing rail funding to the Hampton Roads MPO to conduct a Tier II EIS for Richmond to Hampton Roads rail service.)

Chief Patron: Toscano

Item 456 #1h

Transportation

Department of Transportation

Language

Language:

Page 442, line 55, after "needs." insert:

"In addition, the department is directed to utilize \$1,200,000 in funding from the amounts for Financial Assistance for Planning, Access Roads, and Special Projects to build an entrance to the Biscuit Run Recreational Area."

Explanation:

(This amendment directs VDOT to utilize \$1.2 million from the Recreational Access Funds in the second year to build an entrance to Biscuit Run.)
