



**Report of the  
Subcommittee on Transportation**

**(Amendments to SB 750,  
as Introduced)**

**Senate Finance Committee  
Virginia General Assembly**

**February 4, 2007**



SENATE OF VIRGINIA

## Senate Finance Committee

### 2007 Report of the Transportation Subcommittee Charles R. Hawkins, Chairman

Mr. Chairman and Members of the Committee:

Let no one misunderstand our intent and determination to face what has been avoided for too long. Transportation must have its own reliable and sustainable resources to solve Virginia's problems on the roads and rails.

To bring Virginia's transportation system into the 21<sup>st</sup> century will require a partnership between the state and local governments, the public and private sectors, the executive and legislative branches of government, and yes, even the two chambers of the General Assembly.

While the legislative process has yet to play out, the action we take today represents another important step in that process. These amendments provide the resources needed to **begin** to meaningfully address the traffic congestion in our urban areas, the economic isolation of our rural areas, and the concerns of all Virginians who see their quality of life and economic livelihoods in jeopardy.

As you know the Governor proposed \$500.0 million in general fund dollars for various transportation purposes. The Subcommittee reprograms these dollars for two major purposes. First, \$161.0 million is deposited to the Priority Trust Fund. These dollars will help pay debt service on projects determined by the Commonwealth Transportation Board to be of statewide significance. After these dollars are exhausted, insurance premium license fees will assume the debt service under the provisions of Senate Bill 1379.

Second, \$339.0 million is appropriated to address rail, transit and road projects. All of these projects target congestion or provide greater capacity for our rail and transit systems.

Other **nongeneral** fund amendments focus on road maintenance.

Mr. Chairman, fixing our transportation systems will require many hands. There is much to be accomplished, and your Subcommittee stands ready to work with all parties.

Respectfully Submitted,

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The Honorable Charles R. Hawkins, Chairman

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The Honorable Charles J. Colgan

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The Honorable William C. Wampler, Jr

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The Honorable R. Edward Houck

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The Honorable Kenneth W. Stolle

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The Honorable Frederick M. Quayle

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The Honorable John C. Watkins

**Allocation of One-time General Fund Dollars**  
(in millions)

Item	Amount
1. Complete 5 rail projects in I-95 corridor	\$20.0
2. Improve rail between Manassas and Front Royal	40.0
3. WMATA rolling stock	20.0
4. VRE rolling stock	15.0
5. Norfolk light rail rolling stock	10.0
6. State support for local capital transit needs	15.0
7. Route 164 median rail relocation	40.0
8. Design work for Craney Island Marine Terminal	10.0
9. Local road revenue sharing	23.1
10. Bus purchases for Loudoun County transit	2.5
11. Preliminary design for VRE expansion to Gainesville	1.5
12. Acquisition of Norfolk Southern ROW in Tidewater	10.0
13. Update design for Route 37 Eastern Bypass	1.5
14. Transportation Partnership Opportunity Fund	<u>130.4</u>
<b>TOTAL</b>	<b>\$ 339.0</b>

Transportation Amendments to SB 750					
AGENCIES	General Fund Recommendations			NGF	Positions
	FY 2007	FY 2008	Biennium	Biennium	FY 2008
<b>Motor Vehicles</b>					
SB 750, as introduced				377,143,760	2,095.00
DMV Select Agents	Language				
Implementing abusive driver program	Language				
<i>Total</i>				377,143,760	2,095.00
<b>Rail &amp; Public Transportation</b>					
SB 750, as introduced				819,636,890	55.00
Washington Metro Area Transit Comm	Language				
Statewide Capital Assistance Program	Language				
Para-transit services	Language				
Rail improvements in I-95 corridor	Language				
Transit (SB 1379)				23,200,000	
Shortline Rail (SB 1379)				3,000,000	
Dulles Rail Corridor Soundwall	Language				
Norfolk electric bus system	Language				
<i>Total</i>				819,636,890	55.00
<b>Transportation</b>					
SB 750, as introduced	642,700,000	149,800,000	792,500,000	6,877,686,169	9,823.00
Governor's transportation initiative	(500,000,000)		(500,000,000)		
Deposit to PTF for debt service	161,000,000		161,000,000		
Rail projects cost overruns along I-95	20,000,000		20,000,000		
Rail projects I-81 Manassas-Front Royal	40,000,000		40,000,000		
WMATA rolling stock	20,000,000		20,000,000		
VRE rolling stock	15,000,000		15,000,000		
Norfolk Light Rail	10,000,000		10,000,000		
Route 164 median rail relocation	40,000,000		40,000,000		
Craney Island Marine Terminal	10,000,000		10,000,000		

<b>Transportation Amendments to SB 750</b>					
<b>AGENCIES</b>	<b>General Fund Recommendations</b>			<b>NGF</b>	<b>Positions</b>
	<b>FY 2007</b>	<b>FY 2008</b>	<b>Biennium</b>	<b>Biennium</b>	<b>FY 2008</b>
Local Road Revenue Sharing	23,100,000		23,100,000		
Loudoun County transit	2,500,000		2,500,000		
VRE Gainesville expansion	1,500,000		1,500,000		
Norfolk Southern right of way purchase	10,000,000		10,000,000		
Route 37 Eastern Bypass	1,500,000		1,500,000		
Mass transit capital assistance program	15,000,000		15,000,000		
TPOF deposit	130,400,000		130,400,000		
Horner Road Commuter Lot (SB 1379)				4,000,000	
Maintenance (SB 1379)				125,400,000	
Lewistown Bridge construction project (SB 1379)				5,800,000	
Matching federal money for I-73 planning	Language				
Intermodal rail facility	Language				
<i>Total</i>	642,700,000	149,800,000	792,500,000	7,012,886,169	9,823.00
<b>Virginia Port Authority</b>					
SB 750, as introduced		1,000,000	1,000,000	157,722,262	167.00
Payments in Lieu of Taxes	Language				
<i>Total</i>		1,000,000	1,000,000	157,722,262	167.00
<b>Transportation - Operating Amends</b>	0	0	0	161,400,000	0

**Transportation**

Department Of Motor Vehicles

Language

**Language:**

Page 458, after line 26, insert:

"D. Effective July 1, 2007, the base compensation for DMV Select Agents shall be set at 4.5 percent of gross collections for the first \$500,000 and 5.0 percent of all gross collections in excess of \$500,000 made by the entity during each fiscal year. The Commissioner shall supply the agents with all necessary agency forms to provide services to the public, and shall cause to be paid all freight and postage, but not any extra clerk hire or other business-related expenses or business equipment expenses occasioned by their duties."

**Explanation:**

(This amendment sets out the compensation schedule for DMV Select Agents. These entities provide DMV services to citizens as an alternative to the agency's Customer Service Centers.)

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**Transportation**

Department Of Motor Vehicles

Language

**Language:**

Page 460, line 48, strike "2006" and insert "2007".

**Explanation:**

(This amendment permits the Commissioner to impose an administrative cost of up to eighteen percent of the revenues collected. The Commissioner is also authorized to use outside vendors, where appropriate, to assist in the administration of the abuser driver program.)

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**Transportation**

Department Of Rail And Public

Language



## Transportation

### Language:

Page 463, after line 42, insert:

"F. Out of the amounts appropriated for this Item, \$3,100,000 the second year from Commonwealth Transportation Funds shall be provided to Hampton Roads Transit for the purchase of new and replacement energy efficient hybrid-electric buses and parts for transit services in the City of Norfolk."

### Explanation:

(This amendment directs \$3.1 million NGF for the bus acquisitions. The vehicles will permit expansion of service to residential and commercial neighborhoods as well as connect NSU, ODU and Tidewater Community College.)

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Transportation Subcommittee

Item 437 #5s

### Transportation

Department Of Rail And Public  
Transportation

Language

### Language:

Page 463, after line 42, insert:

"F. The Director of the Department of Rail and Public Transportation shall work with local transit systems to implement by June 30, 2008, a streamlined universal access system for riders eligible for Para-Transit services."

### Explanation:

(This amendment directs DRPT to develop a universal access system for Para-Transit riders. Currently, eligible persons have to qualify for each system. The intent is to transfer eligibility to all Virginia transit systems.)

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Transportation Subcommittee

Item 437 #6s

### Transportation

Department Of Rail And Public  
Transportation

**FY 06-07**

**FY 07-08**

\$0

\$23,200,000 NGF

### Language:

Page 461, line 43, strike "\$163,780,515" and insert "\$186,980,515".

**Explanation:**

(This amendment provides \$23.2 million the second year from Nongeneral Funds based on the provisions of Senate Bill 1379 (2007 Session). Under the bill, these moneys are to be deposited to the Commonwealth Mass Transit Fund for capital project purposes or operating costs in accordance with state statutes.)

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Transportation Subcommittee

Item 438 #1s

**Transportation**

Department Of Rail And Public  
Transportation

Language

**Language:**

Page 464, after line 26, insert:

"C. Prior to the release of any Rail Enhancement Funds to CSX for I-95 Rail Corridor Improvements, the Department and CSX shall execute an operating agreement that will provide for improved and reliable passenger and freight rail operations in the corridor. This agreement must include provisions for managing heat restrictions, including strategies for maintaining or enhancing the reliability of passenger rail services during heat restriction purposes."

**Explanation:**

(This amendment directs the Department, in its negotiations with CSX regarding I-95 Rail Corridor Improvements, to include provisions for improved and reliable service in the corridor and to address specifically passenger service reliability whenever the company imposes heat restrictions on its tracks.)

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Transportation Subcommittee

Item 438 #3s

**Transportation**

Department Of Rail And Public  
Transportation

**FY 06-07**

\$0

**FY 07-08**

\$3,000,000 NGF

**Language:**

Page 463, line 44, strike "\$28,422,719" and insert "\$31,422,719".

Page 464, line 5, strike "\$3,000,000" and insert "\$6,000,000".

**Explanation:**

(This amendment provides \$3.0 million the second year from Nongeneral Funds for the Shortline Railway Preservation and Development Fund. This Fund assists nine Shortline railroads in the form of grants with a 30.0 percent match for qualifying projects. The source of additional revenues is Senate Bill 1379 (2007 Session).)

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Transportation Subcommittee

Item 438 #4s

**Transportation**

Department Of Rail And Public  
Transportation

Language

**Language:**

Page 464, after line 26, insert:

"C. The Department shall inform the Senate Committees on Transportation and Finance and the House Committees on Transportation and Appropriations on the agency's efforts to ensure that the selection of an intermodal rail facility or facilities for the Heartland Corridor Project takes into consideration the interest of all affected parties, advances state transportation objectives, and will be both cost-effective and cost-efficient in terms of saving time in the transport of goods from the Ports of Hampton Roads to the mid-West and in keeping the Commonwealth economically competitive."

**Explanation:**

(This amendment expresses the intent of the legislature to continue oversight of critical issues related to the Heartlands Corridor Project. Virginia has committed some \$22.0 million to the effort.)

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Transportation Subcommittee

Item 439 #1s

**Transportation**

Department Of Rail And Public  
Transportation

Language

**Language:**

Page 464, line 49, strike "D." and insert "D.1."

Page 465, after line 5, insert:

"2. Pursuant to the provisions of the Memorandum of Agreement between the Commonwealth of Virginia, Department of Transportation, and the Metropolitan Washington Airports Authority in conjunction with the construction of rail mass transit in the right of way of the Dulles Access/Toll Road Connector (DATRC), sound walls shall be constructed along residential properties from the beginning of the DATRC to Dulles International Airport."

**Explanation:**

(This amendment directs that as part of the Dulles Corridor Rail Project sound walls shall be constructed in accordance with the provisions of the Memorandum of Agreement signed by VDOT and the Metropolitan Washington Airports Authority.)

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Transportation Subcommittee

Item 443 #3s

**Transportation**

Department Of Transportation

Language

**Language:**

Page 468, after line 55, insert:

"I. Out of the amounts provided for Highway System Acquisition and Construction in the second year such amounts as may be required to match all federally-designated funding available for Interstate Route 73 shall be provided from Commonwealth Transportation Funds."

**Explanation:**

(This amendment directs the Commonwealth Transportation Board to utilize funds to match Federal funding available for the proposed Interstate 73 in Henry County. The federal highway authorization bill -- SAFETEA-LU -- includes a specific appropriation of \$7.6 million for this project, and requires a 20.0 percent nonfederal match.)

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Transportation Subcommittee

Item 443 #4s

**Transportation**

Department Of Transportation

**FY 06-07**

\$0

**FY 07-08**

\$4,000,000 NGF

**Language:**

Page 467, line 19, strike "\$1,273,329,421" and insert "\$1,277,329,421".

**Explanation:**

(This amendment provides \$4.0 million the second year from Nongeneral Funds for VDOT to construct a second commuter parking lot on Horner Road in Prince William County. The site is expected to hold some 835 parking spaces. The revenue source is based on the provisions of Senate Bill 1379 (2007 Session).)

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Transportation Subcommittee

Item 444 #2s

**Transportation**

**FY 06-07**

**FY 07-08**

Department Of Transportation

\$0

\$125,400,000 NGF

**Language:**

Page 468, line 57, strike "\$1,250,449,363" and insert "\$1,375,849,363".

**Explanation:**

(This amendment provides \$125.4 million the second year from Nongeneral Funds based on the provisions of Senate Bill 1379 (2007 Session). Under the bill, these moneys are to be deposited to the Highway Maintenance and Operating Fund.)

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Transportation Subcommittee

Item 449.10 #1s

**Transportation**

Department Of Transportation

Language

**Language:**

Page 478, line 32, strike "2006" and insert "2007".

Page 478, line 43, strike "\$305,000,000" and insert "\$130,400,000".

Page 478, line 52, after "amount", insert "and other sources".

Page 478, line 54, strike "\$65,000,000" and insert "\$60,000,000".

Page 479, line 10, strike "\$45,000,000" and insert "\$60,000,000".

Page 479, line 14, strike "and".

Page 479, line 16, after ")" strike the remainder of the line.

Page 479, strike lines 17-18, and insert: ", and for the Mass Transit Capital Assistance Program (\$15,000,000)".

Page 479, strike lines 26-31, and insert:

"5. \$23,100,000 shall be used to supplement funding for the Local Road Revenue Sharing Program.

6. \$2,500,000 shall be transferred to the County of Loudoun to purchase five buses for the County's transit program.

7. \$1,500,000 shall be transferred to the Virginia Railway Express for preliminary engineering and design work related to expanding services to the Gainesville and Haymarket area.

8. \$10,000,000 shall be made available to the Cities of Norfolk and Virginia Beach, to be shared equally between the two cities, for the acquisition of some 15.4 miles of right-of-way owned by the Norfolk Southern Corporation and located between Newtown Road and the Oceanfront.

9. \$1,500,000 shall be used to update the Environmental Impact Statement to the point of a new Record of Decision and to update the 1992 design plans to address the current alignment, engineering guidelines and possible interchange improvements for the Route 37 Eastern Bypass in Frederick County.

10. \$161,000,000 shall be deposited to the Priority Transportation Fund to be used solely for debt service payments on bonds or other obligations issued, or entered into, by the Commonwealth Transportation Board for which the Fund is explicitly required for making the related debt service payments."

**Explanation:**

(This amendment reprograms the \$500.0 million the first year from the general fund. Of this amount, \$161.0 million is to be used for debt service in the Priority Transportation Fund as set out in Senate Bill 1379 (2007 Session). The remaining moneys -- \$339.0 million -- are used for several projects as set out in the table below.

<b>Allocation of One-time General Fund Dollars</b>		
<b>(in millions)</b>		
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8.	Design work for Craney Island Marine Terminal	10.0
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11.	Preliminary design for VRE expansion to Gainesville	1.5
12.	Acquisition of Norfolk Southern ROW in Tidewater	10.0
13.	Update design for Route 37 Eastern Bypass	1.5
14.	Transportation Partnership Opportunity Fund	<u>130.4</u>
	<b>TOTAL</b>	<b>\$339.0</b>

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