



Report of the Subcommittee on Transportation

Senate Finance Committee
Virginia General Assembly

February 3, 2013

Respectfully Submitted,

The Honorable Frank W. Wagner, Chairman

The Honorable Charles J. Colgan

The Honorable Richard L. Saslaw

The Honorable John C. Watkins

The Honorable Stephen D. Newman

The Honorable Ryan McDougale

The Honorable Charles W. Carrico



SENATE OF VIRGINIA

Senate Finance Committee

2013 Report of the Transportation Subcommittee
The Honorable Frank W. Wagner, Chairman
February 3, 2013

Mr. Chairman and Members of the Committee:

Transportation funding in our Commonwealth is truly at a crossroads. Since our Retreat in November, your Transportation Subcommittee has tirelessly pursued the elusive solution to Virginia's transportation and transit funding crisis.

While that solution is not contained in the report of your subcommittee, over the next few days the Senate will continue to work towards developing a comprehensive transportation funding solution. Consistent with the action taken by the Finance Committee on Governor McDonnell's proposal, the subcommittee report includes an additional \$49 million in revenues from redirecting general sales and use tax revenues to the Commonwealth Transportation Fund.

Your Transportation subcommittee has strived to provide policy guidance to our transportation agencies in several critical areas. First, the subcommittee actions prohibit the sale or lease of any Virginia seaport without the authorization of the General Assembly. Your transportation subcommittee continues to endorse strategic investments in statewide passenger rail programs and in developing a commuter ferry system in Hampton Roads. Finally, the subcommittee report attempts to provide guidance to our transportation agencies relating to changes in federal funding policies specifically those related to transit funding and Virginia's scenic byways program.

Mr. Chairman, this completes the report of your subcommittee.

Report of the Subcommittee on Transportation
(Recommended Amendments to SB 800, As Introduced)

Amendment	General Funds		
	FY 2013	FY 2014	Biennium
1 Secretary of Transportation			
2 Prohibition of the Sale or Lease of any Virginia Seaport		Language	
3 Virginia Commercial Spaceflight Authority-Capital Acquisition		Language	
4			
5 Department of Motor Vehicles			
6 Issuance of Veterans Identification Cards		Language	
7			
8 Department of Rail and Public Transportation			
9 Correction of fund split (technical)		Language	
10 Route 1 Transit Corridor Alternatives Analysis		Language	
11 Hampton Roads Fast Ferry		Language	
12 Haz-Mat Dwell Time Reductions		Language	
13 Utilization of Balances for Passenger Rail Enhancements		Language	
14			
15 Department of Transportation			
16 State Byways Program: Journey Through Hallowed Ground		Language	
17 Implementation of SB 1355		Language	
18			
19 Virginia Port Authority			
20 Port of Virginia Economic and Infrastructure Development Fund		Language	

Transportation

Secretary Of Transportation

Language

Language:

Page 398, following line 19, insert:

"N. Notwithstanding any provision of law to the contrary, the Commonwealth, or any agency or instrumentality thereof, shall not enter into any agreement for the sale, lease or operation of any seaport in Virginia prior to completion of a comprehensive study of port operations by the House Appropriations and Senate Finance Committees, or by an agency or third party specifically designated by those committees, and provided that any such agreement has been subsequently authorized in the general appropriation act passed by the General Assembly."

Explanation:

(This amendment prohibits the sale, lease, or change in the operation of Virginia seaports without analysis by the legislative money committees and approval by the General Assembly.)

Transportation

Secretary Of Transportation

Language

Language:

Page 397, line 38, strike "unencumbered amounts in".

Page 397, line 38, unstrike "the Highway Maintenance and"

Page 397, line 38, unstrike "Operating Fund" and delete remainder of line.

Page 397, strike lines 39 through 42.

Page 397, line 43, strike "Sciences".

Explanation:

(This amendment restores language agreed to by the 2012 General Assembly regarding the source of transportation funding used to fulfill commitments related to payment to Orbital Sciences for repayment of amounts associated with Launch Pad 0-A and liquid fueling facility improvements at the Mid-Atlantic Regional Spaceport.)

Transportation

Department Of Motor Vehicles

Language

Language:

Page 401, following line 19, insert:

“J. The Department of Motor Vehicles is hereby authorized to issue veterans identification cards indicating veteran status consistent with the definitions set out in §2.2-2001 (E) Code of Virginia to Virginia residents that have served honorably in the US Armed Forces or any component unit thereof, including the Virginia National Guard. Veterans identification cards shall not be used for determination of any federal benefit and shall not be special identification cards as provided in §46.2-345 Code of Virginia.”

Explanation:

(This amendment allows individuals that have served honorably in the Virginia National Guard to be eligible to receive a Veteran's identification card as issued by the Department of Motor Vehicles.)

Transportation

Department Of Rail And Public
Transportation

Language

Language:

Page 403, line 19, strike “\$157,073,990” and insert “\$160,361,138”.

Page 403, line 23, strike “Formula” and insert “Operating”.

Page 403, line 28, strike “formula” and insert “operating”.

Page 403, line 30, strike “\$32,233,194” and insert “\$33,315,285”.

Page 403, line 45, strike “\$1,933,991” and insert “\$1,998,917”.

Page 404, strike lines 15 through 19.

Page 404, line 31, strike “formula” and insert “operating”.

Explanation:

(This amendment revises embedded numbers to reflect the most recent transportation funding forecast and reflect current terminology used by the Department of Rail and Public Transportation. This amendment also removes language directed to the treatment of local funds by the Northern Virginia

Transportation Commission. The language is no longer needed in the Appropriation Act as it has been incorporated in grantee agreements the Department of Rail and Public Transportation has made with local governments.)

Transportation Subcommittee

Item 441 #2s

Transportation

Department Of Rail And Public
Transportation

Language

Language:

Page 404, following line 42, insert:

"I. From such funds appropriated for public transportation purposes, there is hereby allocated \$2,000,000 in the second year to conduct a transit study along the US Route 1 corridor in Fairfax County that (i) addresses current and projected future traffic deficiencies with a viable long-term transit solution for the corridor, (ii) transforms the area into transit-oriented and transit-supportive mixed use development near stations and stops, (iii) identifies a locally preferred alternative (LPA) that produces the greatest number of new transit riders taking into account cost and impact, (iv) supports the social and economic renewal of the corridor through public transportation investment, and develop recommendations for a financial plan to implement the LPA."

Explanation:

(This amendment dedicates \$2.0 million from the Commonwealth Mass Transit Fund to implement a Route 1 Transit Corridor Study and Alternatives Analysis.)

Transportation Subcommittee

Item 441 #4s

Transportation

Department Of Rail And Public
Transportation

Language

Language:

Page 404, line 25, following "year", insert:

"and \$200,000 the second year".

Explanation:

(This amendment provides an additional \$200,000 NGF for the Hampton Roads Fast Ferry Demonstration Project.)

Transportation

Department Of Rail And Public
Transportation

Language

Language:

Page 405, after line 28, insert:

"F.1. Prior to July 1, 2011, the director, Department of Rail and Public transportation, with the approval of CSX Transportation, shall initiate infrastructure improvement projects which promote safety or reduce the average dwell times of hazardous material shipments subject to regulation under Title 49 CFR Part 174 *et seq.* within rail yards, depots, sidings, and other intermediate terminals or facilities and properties located in the City of Fredericksburg to not longer than 24 hours. These improvements may include, but are not limited to, those that (i) increase capacity at existing storage facilities terminating near Fredericksburg; (ii) increase the physical distance between commodity storage areas and residential communities; and (iii) transfer intermediate storage of commodities to locations closer to terminus of the shipment.

2. Out of the funds available for Rail Industrial Access pursuant to § 33.1-22.1:1, Code of Virginia, up to \$450,000 in the first year and up to \$450,000 in the second year is hereby authorized for associated infrastructure improvements which may be constructed in any location in Virginia so long as their use results in increased safety in Fredericksburg or reduced average dwell times of hazardous materials currently staged in Fredericksburg. Such funds may be awarded to CSX Transportation or other entities or political subdivisions identified by the Department as having responsibility for implementing the associated infrastructure improvement. In the allocation of funds for this project by the Commonwealth Transportation Board, the requirements of § 33.1-22.1:1, Code of Virginia, with the exception of § 33.1-22.1:1 F., are waived.

Explanation:

(This amendment is needed to provide flexibility to allow infrastructure to be constructed in other localities that will meet the goal of increased safety in Fredericksburg with regard to rail shipments of hazardous materials.)

Transportation

Department Of Rail And Public
Transportation

Language

Language:

Page 405, following line 28, insert:

"F. Of the funds appropriated pursuant to Chapter 1019 and 1044 of the 2000 Acts of Assembly for passenger rail capacity improvements in the I-95 passenger rail corridor between Richmond and the District of Columbia, the Director of the Department of Rail and Public Transportation is authorized to utilize any remaining funds along the described corridor for the development of intercity passenger rail enhancements to include rail improvements and passenger station facilities."

Explanation:

(This amendment provides the Director of the Department of Rail and Public Transportation the ability to aggregate any of the remaining passenger rail portion of bond proceeds from the Virginia Transportation Act of 2000 to include passenger rail improvements and passenger station facilities.)

Transportation Subcommittee

Item 446 #7s

Transportation

Department Of Transportation

Language

Language:

Page 408, following line 5, insert:

"G.1 Prior to the adoption of the Six Year Improvement Program for the fiscal year beginning July 1, 2013, the Commonwealth Transportation Board shall annually determine an amount, not less than \$500,000 and not to exceed \$2,500,000, from state transportation revenues deposited to the Commonwealth Transportation Fund to maintain a program for the enhancement of statewide transportation assets including Virginia Byways.

2. From the amounts allocated by the Commonwealth Transportation Board to the fund set forth in paragraph 1, \$500,000 in the second year shall be provided for transportation enhancements consistent with the Route 15 "Journey Through Hallowed Ground" corridor management plan. This funding shall be available for improvements related to the approved corridor management plan."

Explanation:

(This amendment directs the Commonwealth Transportation Board to establish a state funded transportation enhancement program for Virginia Byways and dedicates \$500,000 to the Route 15 "Journey Through Hallowed Ground" project.)

Transportation Subcommittee

Item 447 #1s

Transportation

FY 12-13

FY 13-14

Department Of Transportation

\$0

\$900,000 NGF

Language:

Page 408, line 7, strike "\$1,522,437,571" and insert "\$1,523,337,571".

Page 408, line 9, strike "\$394,284,449" and insert "\$395,184,449".

Explanation:

(This amendment provides additional maintenance funding based on the latest calculations for the additional 0.05 percent sales and use tax that is being redirected for transportation activities.)

Transportation Subcommittee

Item 457 #1s

Transportation

Virginia Port Authority

Language

Language:

Page 417, line 19, at the beginning of the line, insert "A."

Page 417, after line 30, insert

"B. Of the amounts in Item 105 A, \$1,000,000 the second year from the general fund may be deposited in the Port of Virginia Economic and Infrastructure Development Zone Grant Fund, created pursuant to § 62.1-132.3:2, Code of Virginia. The Executive Director of the Virginia Port Authority shall disburse the funding in the form of grants to qualified companies in accordance with the provisions of § 62.1-132.3:2 Code of Virginia."

Explanation:

(This amendment authorizes the transfer of \$1,000,000 in general funds from the Governor's Opportunity Fund to the Port of Virginia Economic and Infrastructure Development Zone Grant Fund to be disbursed as grants to qualified companies locating or expanding facilities within the Port of Virginia Economic and Infrastructure Development Zone.)
