

# Virginia Department of Transportation

## 2001 Fiscal Impact Statement

**1. Bill Number: HB 2303 S 1**

House of Origin ☐ Introduced ☒ Substitute ☐ Engrossed  
Second House ☐ In Committee ☐ Substitute ☐ Enrolled

**2. Patron: Wardrup, L.**

**3. Committee: House Transportation**

**4. Title: VDOT Contracts**

**5. Summary/Purpose:**

To provide for the assessment of penalties, including civil penalties, suspension from bidding, and/or debarment for environmental violation of contract.

**6. Fiscal Impacts are unavailable**

**6a. Expenditure Impact:**

<i>Fiscal Year</i>	<i>Dollars</i>	<i>Positions</i>	<i>Fund</i>
2000-01	\$0.00	0	
2001-02	\$0.00	0	
2002-03	\$0.00	0	

**b. Revenue Impact:**

<i>Fiscal Year</i>	<i>Dollars</i>	<i>Positions</i>	<i>Fund</i>
2000-01	\$0.00	0	
2001-02	\$0.00	0	
2002-03	\$0.00	0	

**7. Budget amendment necessary: NO**

**8. Fiscal implications:** If VDOT assesses penalties it will generate revenue. The exact amount of revenue generated from these penalties will depend on the number and type of environmental violations.

For example, this year an estimated 700 projects will be initiated by VDOT. If we assume one half or 350 of these projects have the potential for environmental violations, the levied fines would generate revenue that would depend on the number and severity of the violations.

The specific types of violations and related fines will need to be developed by VDOT with the passage of this bill.

**9. Specific agency or political subdivisions affected: VDOT**

**10. Technical amendment necessary: NO**

**11. Other comments:** Codifies VDOT's authority to obtain reimbursement from contractors for the costs incurred by VDOT as a result of a contractor's violation of environment provisions in contracts, environmental permits, and environmental laws. Includes investigation, resolution, mitigation, clean-up, corrective action, etc.

SB 1052 is a companion bill.

The amendment enables VDOT to recover the Departments costs associated with the environmental violation. The amendment requires civil penalties to be imposed according to VDOT policies and specifications, these penalties shall not be applied before those policies and specifications were adopted.

**Date:** 01/31/2001

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cc: Secretary of Transportation

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