

## Department of Planning and Budget 2002 Fiscal Impact Statement

**1. Bill Number** HB128ER

**House of Origin**    ☐ Introduced    ☐ Substitute    ☐ Engrossed

**Second House**    ☐ In Committee    ☐ Substitute    ☒ Enrolled

**2. Patron** Rollison

**3. Committee** Passed Both Houses

**4. Title** Overweight vehicles; liquidated damages.

**5. Summary/Purpose:** This legislation proposes to amend §46.2-1137 of the Code of Virginia, to provide that motor vehicles whose load can be shifted by sliding the axle or axles of the semi-trailer or the fifth wheel of the tractor truck and motor vehicle transporting off-the-road mobile construction equipment will be assessed liquidated damages after load shifting rather than prior to shifting.

**6. Fiscal Impact Estimates are final:** See item #8.

**7. Budget amendment necessary:** No.

**8. Fiscal implications:** The fiscal implications of this legislation are uncertain. While the Department of Motor Vehicles (DMV) advises that no additional expenditures will be necessary because of this legislation, revenues from fines for violating this section of the Code will decline. These revenues were intended to support enhanced operations at the state's weigh stations; however, if these revenues decline these enhancements will likely not be realized. However, the overall effect of the legislation could potentially improve the level of weight compliance by allowing operators to shift loads into acceptable positions to avoid the fines. This could lead to less wear and tear of the roads, potentially reducing road maintenance costs.

**9. Specific agency or political subdivisions affected:** Department of Motor Vehicles.

**10. Technical amendment necessary:** No.

**11. Other comments:** This bill is identical to SB63.

**Date:** 03/01/02/MEM

**Document:** G:\Fis\02\DMV\Hb128er.Doc Michael McMahon

cc: Secretary of Transportation