

Department of Planning and Budget 2003 Fiscal Impact Statement

1. Bill Number HB1552

House of Origin ☒ Introduced ☐ Substitute ☐ Engrossed

Second House ☐ In Committee ☐ Substitute ☐ Enrolled

2. Patron Marshall, R.G.

3. Committee House Finance

4. Title Motor fuels; information; number of gallons transferred to retailers.

5. Summary/Purpose: The introduced legislation proposes to amend the Code of Virginia by adding in Chapter 22 of Title 58.1 an article numbered 11, consisting of a section numbered 58.1-229.1, requiring any person selling or transferring motor fuel to a retailer for sale at retail shall file a quarterly information return with the Department of Motor Vehicles identifying the retailer to whom the motor fuel was provided, the number of gallons sold or transferred to each retailer for sale at retail, and the number of gallons sold or transferred to retailers for sale at retail in each county and city. The return shall be filed by the twentieth of the month following the end of each quarter beginning with the quarter ending March 31, 2004. Any person failing to file the return or filing a false or fraudulent return shall be subject to a civil penalty of \$500 for his first violation and a penalty of \$1,000 for each subsequent violation.

6. Fiscal Impact Estimates are: Preliminary. See item #8.

6a. Expenditure Impact:

| <i>Fiscal Year</i> | <i>Dollars</i> | <i>Positions</i> | <i>Fund</i> |
|--------------------|----------------|------------------|-------------|
| 2002-03 | | | |
| 2003-04 | \$301,600 | 0 | NGF |
| 2004-05 | \$233,400 | 0 | NGF |

7. Budget amendment necessary: Yes.

8. Fiscal implications: The fiscal implications of this legislation are uncertain. The bill requires the Department of Motor Vehicles to collect a quarterly return form from wholesalers of motor fuels, and establishes a penalty for failing to do so. DMV advises that it would incur some costs to include designing the forms, and data entry into the agency's automated system. Though the bill stipulates that a civil penalty for failure to file or filing a false form, the department advises that it does not anticipate any audit costs.

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

10. Technical amendment necessary: No.

11. Othercomments: None.

Date: 01/20/03/MEM

Document: G:\Fis\03\Dmv\Hb1552.Doc MichaelMcMahon

cc:SecretaryofTransportation