

Department of Planning and Budget 2008 Fiscal Impact Statement

1. Bill Number: HB1012

House of Origin	<input type="checkbox"/>	Introduced	<input type="checkbox"/>	Substitute	<input type="checkbox"/>	Engrossed
Second House	<input type="checkbox"/>	In Committee	<input type="checkbox"/>	Substitute	<input checked="" type="checkbox"/>	Enrolled

2. Patron: Hugo

3. Committee: Passed Both Houses

4. Title: Towing.

5. Summary: This bill modifies the provision that allows insurance company agents and persons subject to a vehicle security interest to have vehicles that have been towed as the result of a police-towing request to be towed to another location (“secondary tow”). The bill also allows the Board for Towing and Recovery Operators to promulgate regulations specifying additional training or conditions for individuals seeking tow truck authorization documents. The bill, further, exempts from the requirement that tow truck operators have tow truck authorization documents issued by the Board for Towing and Recovery Operators tow trucks that are (i) towing vehicles from origins in another state and are passing through the Commonwealth to destinations outside the Commonwealth, or (ii) towing vehicles from origins in another state to destinations in the Commonwealth, or (iii) not engaged to towed vehicles by physical, mechanical means that cause the towed vehicle to be moved or lifted off the ground. Finally, the bill provides that a person cannot be refused a license or a tow truck driver authorization document by the Board for Towing and Recovery Operators solely because of a prior criminal conviction, unless the criminal conviction directly relates to the towing and recovery of vehicles and safety of the users of the services offered by such licensee or holder of a tow truck authorization document.

6. No fiscal impact. Final.

7. Budget amendment necessary: No.

8. Fiscal implications: The requirements of this legislation would not result in additional expenses for the Board for Towing and Recovery Operators.

9. Specific agency or political subdivisions affected: Board of Towing and Recovery Operators.

10. Technical amendment necessary: Consideration may be given to changing “shall” to “may” on line 134 regarding the source of information on criminal convictions since “shall” may hinder the Board in obtaining the most appropriate information regarding the nature of the criminal history of the applicant. Court records or sentencing documents provide detailed and pertinent information.

Consideration may be given to inserting the word “driver” on line 81, between “truck” and “authorization” to align it with the document referenced on line 82.

11. Other comments: This bill is similar to SB 691.

Date: 2/27/2008/jlv

Document: G:\08-10\FIS\HB1012ER.Doc Janet Vogelgesang

cc: Secretary of Transportation