

2008 SPECIAL SESSION II

ENGROSSED

083573690

HOUSE BILL NO. 6016

House Amendments in [] - July 9, 2008

A *BILL to amend and reenact § 33.1-69 of the Code of Virginia, relating to improvements to state secondary highway system components.*

Patron Prior to Engrossment—Delegate Pollard

Referred to Committee for Courts of Justice

Be it enacted by the General Assembly of Virginia:

1. That § 33.1-69 of the Code of Virginia is amended and reenacted as follows:

§ 33.1-69. Control, supervision and management.

A. The control, supervision, management and jurisdiction over the secondary system of state highways shall be vested in the Department of Transportation and the maintenance and improvement, including construction and reconstruction, of such secondary system of state highways shall be by the Commonwealth under the supervision of the Commonwealth Transportation Commissioner. The boards of supervisors or other governing bodies of the several counties and the county road board or county road commission of any county operating under a county road board or county road commission shall have no control, supervision, management and jurisdiction over such public roads, causeways, bridges, landings and wharves, constituting the secondary system of state highways. Except as otherwise provided in this article, the Commonwealth Transportation Board shall be vested with the same powers, control and jurisdiction over the secondary system of state highways in the several counties and towns of the Commonwealth, and such additions as may be made from time to time, as were vested in the boards of supervisors or other governing bodies of the several counties or in the county road board or county road commission in any county operating under a county road board or county road commission on June 21, 1932, and in addition thereto shall be vested with the same power, authority and control as to the secondary system of state highways as is vested in the Board in connection with the State Highway System.

B. *Nothing in this chapter shall be construed as requiring the Department, when undertaking improvements to any state secondary highway system component or any portion of any such component, to fully reconstruct such component or portion thereof to bring it into compliance with all design and engineering standards that would be applicable to such component or portion thereof if the project involved new construction. [The Commonwealth, its agencies, instrumentalities, departments, officers, and employees acting within the scope of their duties and authority shall be immune for damages by reason of actions taken in conformity with the provisions of this subsection.]*

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