

## Department of Planning and Budget 2009 Fiscal Impact Statement

**1. Bill Number:** HB2169

|                 |                          |              |                          |            |                                     |           |
|-----------------|--------------------------|--------------|--------------------------|------------|-------------------------------------|-----------|
| 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:** Abbitt

**3. Committee:** Passed Both Houses

**4. Title:** Board of Towing and Recovery Operators

**5. Summary:** This bill revises the composition of the Board and provides that the Superintendent of State Police (or his designee) will be chairman of the Board. The bill also requires the Board to make an annual report to the Governor and the General Assembly and postpones the date by which towing and recovery business must be licensed by the Board and by which tow truck drivers must have tow truck driver authorization documents issued by the Board from January 1, 2009, to July 1, 2009. Additionally, license fees charged by the Board may not exceed 10 percent of the amount sufficient to generate revenues adequate to cover the Board's costs. Licensed operators whose businesses generate less than \$10,000 per year are not required to accept credit cards. Finally, the bill provides a mechanism for suspension, revocation, and refusal to renew license or tow truck driver authorization documents issued by the Board.

**6. No fiscal impact.** Final.

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

**8. Fiscal implications:** By allowing licensing fees at a rate of up to 10 percent greater than an amount sufficient to generate revenues to adequately cover the Board's costs of operation for the year, the bill should not impact the ability of the Board to repay its \$700,000 state treasury start-up loan.

Minimal to no fiscal impact is anticipated by excluding out-of-state towers picking up vehicles in Virginia to drop in another state from the licensure requirement. The Virginia State Police anticipate no fiscal impact from this bill.

**9. Specific agency or political subdivisions affected:** Board of Towing and Recovery Operators, Virginia State Police.

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

**11. Other comments:** This proposal requires the Secretary of Public Safety to approve any levy of special assessments made by the Board. It is unclear if the intent of the bill is to transfer the Board of Towing and Recovery Operators from the Transportation Secretariat to the purview of the Public Safety Secretariat.

**Date:** 3/3/09/jlv

**Document:** G:\08-10\09 FIS\HB2169ER.Doc Janet Vogelgesang

cc: Secretary of Transportation  
Secretary of Public Safety