

**Virginia Department of Transportation
2009 Fiscal Impact Statement (Regular Session)**

1. Bill Number: SB 830

House of Origin ☒ Introduced ☐ Substitute ☐ Engrossed
Second House ☐ In Committee ☐ Substitute ☐ Enrolled

2. Patron: Cuccinelli, K.

3. Committee: Senate Transportation

4. Title: Locality advertising removal restrictions

5. Summary/Purpose:

This bill will impose the same restrictions on localities' removal of advertising within the right of way that are currently imposed on Fairfax County and allow counties to participate in the removal of advertising without obtaining an agreement with the Commonwealth Transportation Commissioner. One-half of the penalties collected pursuant to this Code section would be retained by the localities.

6. Fiscal Impacts are unavailable

7. Budget amendment necessary: NO

8. Fiscal implications: The bill limits the ability of localities to enforce restrictions on the placement of signs and advertising in the right of way contained in § 33.1-373 of the Code of Virginia, thereby reducing the penalties due to be deposited in the Highway Maintenance and Operating Fund (HMOF). The fiscal impact is unknown, as VDOT and local governments rarely levy the penalty currently and the value of penalties levied in the future would depend on the number of violations enforced pursuant to § 33.1-373 of the Code.

9. Specific agency or political subdivisions affected: - Albemarle, Botetourt, Chesterfield, Fauquier, Goochland, Hanover, James City, Prince William, Spotsylvania, Stafford, and York Counties, and Town of Windsor currently have agreements or pending agreements with the Commissioner; this bill would limit their abilities to enforce § 33.1-373 of the Code of Virginia. - All other localities would not need to enter into an agreement with the Commissioner, but would be required to hold a public hearing prior to enforcing the provisions of § 33.1-373 of the Code and would be subject to other provisions contained in § 33.1-375.1.

10. Technical amendment necessary: NO

11. Other comments: NO

Date: 12/18/2008

Revision Date:

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cc: Secretary of Transportation