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HOUSE BILL NO. 1328

Offered January 9, 2013

Prefiled November 8, 2012

A *BILL to amend and reenact § 33.1-375.1 of the Code of Virginia, relating to certain agreements between the Commissioner of Highways and localities.*

Patrons—Marshall, R.G.; Senator: Stuart

Referred to Committee on Transportation

Be it enacted by the General Assembly of Virginia:

1. That § 33.1-375.1 of the Code of Virginia is amended and reenacted as follows:

§ 33.1-375.1. Commissioner may enter into certain agreements; penalties.

A. The Commissioner of Highways may enter into agreements with the local governing body of Fairfax County *and the local governing body of Prince William County* authorizing local law-enforcement agencies or other local governmental entities to act as agents of the Commissioner for the purpose of (i) enforcing the provisions of § 33.1-373 and (ii) collecting the penalties and costs provided for in that section. However, no local governing body shall enter into any such agreement until it has held a public hearing thereon.

B. Notwithstanding the provisions of § 33.1-373, the penalties and costs collected under this section shall be paid to the affected locality.

C. Notwithstanding the foregoing provisions of this section, signs and advertising promoting and/or providing directions to a ~~special~~ *an* event erected from Saturday through the following Monday shall not be subject to an agreement provided for in subsection A.

D. If a county acts as an agent of the Commissioner under this section, the county shall require each of its employees and any volunteers who are authorized to act on behalf of the county to comply with the provisions of this section and any other applicable law. If a lawfully placed sign is confiscated by an employee or volunteer authorized to act for the county in violation of the authority granted under this section, the sign owner shall have the right to reclaim the sign within five business days of the date of such confiscation.

INTRODUCED

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