

## Department of Planning and Budget 2014 Fiscal Impact Statement

**1. Bill Number:** SB565

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

**2. Patron:** Cosgrove

**3. Committee:** Passed Both Houses

**4. Title:** Commercial driver's licenses, etc.; compliance with federal requirements.

**5. Summary:** This bill amends several sections relating to commercial driver's licenses to comply with new Federal Motor Carrier Safety Administration (FMCSA) requirements relating to commercial motor vehicles and prohibited use of handheld mobile telephones in commercial motor vehicles. The bill also requires distracted driving to be included as a part of the driver's license knowledge examination to comply with MAP-21 (Moving Ahead for Progress in the 21st Century Act, P.L. 112-141). In addition, the bill provides that the Department of Motor Vehicles may continue to disclose personal information from crash reports, but only if otherwise authorized by law in order to comply with federal law.

**6. Budget Amendment Necessary:** No.

**7. Fiscal Impact Estimates:** Final. See Item #8.

**8. Fiscal Implications:** The proposed legislation will assist the Commonwealth of Virginia with meeting the requirements of the Federal Motor Carrier Safety Improvement Act (MCSIA) and MAP-21. Failure to meet these requirements puts the state at risk for withholding of federal highway aid funds. For the first year of noncompliance, the FMCSA can withhold four percent of a state's annual apportionment of National Highway Performance Program and Surface Transportation Program funds. For each subsequent year of noncompliance, the amount that the FMCSA can withhold increases to eight percent. Based on Federal Highway Administration data, Virginia's apportionment for fiscal year 2013 is \$585,556,568 for the National Highway Performance Program and \$269,322,103 for the Surface Transportation Program. Virginia would stand to lose about \$34.2 million in federal funds in the first year of noncompliance, and some \$68.4 million each year thereafter.

The Department of Motor Vehicles (DMV) has determined that this legislation will not result in an expenditure increase for the agency. The System Support Group within DMV has estimated the hours that may be needed for the information technology staff to implement the legislation. The staff hours required can be accomplished during the normal work schedules for DMV employees.

**9. Specific Agency or Political Subdivisions Affected:** Department of Motor Vehicles, Virginia Department of Transportation, commercial driver's license holders.

**10. Technical Amendment Necessary:** No.

**11. Other Comments:** This bill is a companion to HB 662.

**Date:** 2/24/14

**Document:** Janet Vogelgesang G:\14-16\2014 FIS\SB565ER.docx

c: Secretary of Transportation