

Department of Planning and Budget 2017 Fiscal Impact Statement

1. Bill Number: SB1468

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

2. Patron: Marsden

3. Committee: Transportation

4. Title: Tow truck drivers and towing and recovery operators; civil penalty for improper towing.

5. Summary: Tow truck drivers and towing and recovery operators; requirements; penalties. Creates a civil penalty of \$100 to be paid into the Literary Fund for any tow truck driver or towing and recovery operator convicted of improperly towing. The bill exempts Planning District 8 (Northern Virginia) from any requirement by a towing advisory board for written authorization in addition to a written contract in the event that a vehicle is being removed from private property. The bill requires that a tow truck driver immediately notify the animal control office in the locality from which the vehicle is being towed if the vehicle is occupied by a companion animal. The bill raises the hookup and initial towing fee in Planning District 8 (Northern Virginia) from \$135 to \$150. The bill requires the chairman of any towing advisory board within Planning District 8 (Northern Virginia) to be a representative of a licensed towing and recovery operator and limits the membership of such boards to only representatives of local law-enforcement agencies, representatives of licensed towing and recovery operators, and one member of the general public. The bill adds improper towing as a prohibited act under the Virginia Consumer Protection Act (§ 59.1-196 et seq.).

6. Budget Amendment Necessary: No

7. Fiscal Impact Estimates: Indeterminate. See Item #8.

8. Fiscal Implications: Although this legislation could have a possible revenue impact from fines associated with additional convictions, it is impossible to determine the extent of the impact at this time. Any possible fine revenue derived from this legislation will be deposited in the Literary Fund.

9. Specific Agency or Political Subdivisions Affected: Judicial system, law enforcement agencies

10. Technical Amendment Necessary: No

11. Other Comments: Companion bill to HB1960