

## 1 VIRGINIA ACTS OF ASSEMBLY — CHAPTER

2 *An Act to amend and reenact § 33.2-119 of the Code of Virginia, relating to tolling; Planning District*  
3 *8.*

4 [H 2527]

5 Approved

6 **Be it enacted by the General Assembly of Virginia:**7 **1. That § 33.2-119 of the Code of Virginia is amended and reenacted as follows:**8 **§ 33.2-119. Limitation on tolling.**

9 A. For purposes of this section, "auxiliary lane" means the portion of the roadway adjoining the  
10 traveled way as a shoulder or for speed change, turning, weaving, or the maneuvering of entering and  
11 leaving traffic.

12 B. Notwithstanding any other provision of this title, no toll may be imposed or collected on un-tolled  
13 lanes or components of a highway, bridge, or tunnel without approval from the General Assembly.  
14 However, such prohibition shall not apply to (i) reconstruction with additional lanes of a highway,  
15 bridge, or tunnel provided that the number of un-tolled non-high-occupancy vehicle lanes, excluding  
16 auxiliary lanes, after the reconstruction is not less than the number of un-tolled, non-high-occupancy  
17 vehicle lanes, excluding auxiliary lanes, prior to such reconstruction; (ii) new construction that is opened  
18 to the public as a tolled facility; (iii) new construction that is opened to the public as high-occupancy  
19 vehicle lanes; (iv) existing high-occupancy vehicle lanes; or (v) an existing lane on a segment of a  
20 highway whose length does not exceed 10 miles and is between an interchange and an interchange or an  
21 interchange and a bridge, provided that the number of un-tolled non-high-occupancy vehicle lanes on  
22 such segment is equal to the number of un-tolled non-high-occupancy vehicle lanes on the portion of the  
23 highway preceding such segment.

24 C. Notwithstanding the provisions of subsection B, prior approval of the General Assembly shall be  
25 required prior to the imposition and collection of any toll for use of all or any portion of (i) a  
26 non-limited access highway except for a bridge, tunnel, or the approaches to a bridge or tunnel or; (ii)  
27 Interstate 81; or (iii) any primary highway that is wholly located in Planning District 8 and that was  
28 previously classified as a secondary highway and is between 30 and 35 miles in length.

ENROLLED

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