

Commission on Local Government

Estimate of Local Fiscal Impact

2023 General Assembly Session | 01/09/23

In accordance with the provisions of 30-19.03 of the Code of Virginia, the staff of the Commission on Local Government offers the following analysis of legislation impacting local governments.

SB 807: Parks, local; walking trails, liability for property owners. (Patron: Senator Barbra A. Favola)

Bill Summary: Local parks; walking trails; liability; property owners. Authorizes a locality or park authority to establish, conduct, and regulate a system of walking trails and releases from certain civil liability the owner of any property leased, licensed, or provided by easement for such use in the absence of gross negligence or willful misconduct.

Local Fiscal Impact: **Net Additional Expenditure:** _____ **Net Reduction of Revenues:** __X__

Summary Analysis:

Number of Localities Responding: 7 Cities, 12 Counties, 6 Towns, 1 Other

Localities estimated a negative fiscal impact ranging from \$0 to \$0.02 million over the biennium. However, only one locality reported a negative fiscal impact; all other localities noted that the bill would have no effect on revenues or expenditures.

Localities noted the legislation was permissive, meaning they had discretion over any fiscal impacts incurred from the bill. A few localities provided additional details about the impact of the bill; please see below for individual responses.

Net Reduction in Revenues: Itemized Estimates by Responding Localities

Locality	Juris	Real Estate Revenue Reduction		Personal Property Revenue Reduction		Sales Tax Revenue Reduction	
		FY23	FY24	FY23	FY24	FY23	FY24
City of Danville	City						
City of Harrisonburg	City						
City of Manassas	City						
City of Norfolk	City						
City of Richmond	City						
City of Roanoke	City						
City of Winchester	City						
Amherst County	County						
Augusta County	County						
Charlotte County	County						
Chesterfield County	County						
Henrico County	County						
Mecklenburg County	County						
Montgomery County	County						
Orange County	County						
Prince George County	County						
Rappahannock County	County						
Rockingham County	County						
Sussex County	County						
Northern Neck PDC	Other						
Town of Blacksburg	Town						
Town of Christiansburg	Town						
Town of Leesburg	Town						
Town of Luray	Town						
Town of Marion	Town						
Town of Scottsville	Town						

Net Reduction in Revenues: Itemized Estimates by Responding Localities

Locality	BPOL Tax Revenue Reduction		Other Local Revenues Reduction		State Revenue Reduction		Penny Value of Decrease on Real Estate Rate*	Total Decrease in Revenues (Biennium Total)
	FY23	FY24	FY23	FY24	FY23	FY24		
City of Danville								\$0
City of Harrisonburg								\$0
City of Manassas								\$0
City of Norfolk								\$0
City of Richmond								\$0
City of Roanoke								\$0
City of Winchester			\$10,000	\$10,000				\$20,000
Amherst County								\$0
Augusta County								\$0
Charlotte County								\$0
Chesterfield County								\$0
Henrico County								\$0
Mecklenburg County								\$0
Montgomery County								\$0
Orange County								\$0
Prince George County								\$0
Rappahannock County								\$0
Rockingham County								\$0
Sussex County								\$0
Northern Neck PDC								\$0
Town of Blacksburg								\$0
Town of Christiansburg								\$0
Town of Leesburg								\$0
Town of Luray								\$0
Town of Marion								\$0
Town of Scottsville								\$0

Locality	Revenue Narrative by Responding Localities
City of Danville	No estimated impact
City of Harrisonburg	
City of Manassas	
City of Norfolk	
City of Richmond	
City of Roanoke	This would have no impact on our revenues.
City of Winchester	This is a basic estimate of how much revenue we may be able to collect.
Amherst County	
Augusta County	
Charlotte County	
Chesterfield County	
Henrico County	
Mecklenburg County	
Montgomery County	
Orange County	
Prince George County	
Rappahannock County	
Rockingham County	
Sussex County	Minimum to no fiscal impact on Sussex County.
Northern Neck PDC	No fiscal impact for this legislation.
Town of Blacksburg	
Town of Christiansburg	
Town of Leesburg	
Town of Luray	
Town of Marion	
Town of Scottsville	

*Penny value is defined as the amount a locality would need to raise their real estate tax rate to cover the fiscal impacts of the bill, assuming no other changes to revenues or expenditures. It is represented in terms of dollars (e.g., 0.01 is a one cent increase in the real estate tax rate, etc.).

Net Increase in Expenditures: Itemized Estimates by Responding Localities

Locality	Juris	Recurring Expense- Personnel		Recurring Expense - Operating		Recurring Expense - Capital		Recurring Expense - Other	
		FY23	FY24	FY23	FY24	FY23	FY24	FY23	FY24
City of Danville	City								
City of Harrisonburg	City								
City of Manassas	City								
City of Norfolk	City								
City of Richmond	City								
City of Roanoke	City								
City of Winchester	City								
Amherst County	County								
Augusta County	County								
Charlotte County	County								
Chesterfield County	County								
Henrico County	County								
Mecklenburg County	County								
Montgomery County	County								
Orange County	County								
Prince George County	County								
Rappahannock County	County								
Rockingham County	County								
Sussex County	County								
Northern Neck PDC	Other								
Town of Blacksburg	Town								
Town of Christiansburg	Town								
Town of Leesburg	Town								
Town of Luray	Town								
Town of Marion	Town								
Town of Scottsville	Town								

Net Increase in Expenditures: Itemized Estimates by Responding Localities

[illegible]

Locality	Expenditure Narrative by Responding Localities
City of Danville	No estimated impact
City of Harrisonburg	
City of Manassas	
City of Norfolk	
City of Richmond	
City of Roanoke	Roanoke City has always assumed there are no liabilities costs as a result of public use of private property through easements nor are we aware of any situations as such.
City of Winchester	
Amherst County	
Augusta County	
Charlotte County	
Chesterfield County	
Henrico County	
Mecklenburg County	
Montgomery County	
Orange County	
Prince George County	
Rappahannock County	<p>NOTE - I think it is important to note that this code section leaves out a large category of parksettings from its application.</p> <p>It lists:</p> <ul style="list-style-type: none"> - locality - park authority created per Â§ 15.2-5700 et. seq. <p>But does not list:</p> <ul style="list-style-type: none"> - recreational facilities authority created per Â§ 15.2-5600 et. seq. <p>Rappahannock County has a recreational facilities authority, and only if the language of the bill was expanded to include trails and walkways provided by easement to recreational facilities authority would the bill impact our county.</p>
Rockingham County	
Sussex County	

Locality	Expenditure Narrative by Responding Localities
Northern Neck PDC	No fiscal impact to local government.
Town of Blacksburg	
Town of Christiansburg	
Town of Leesburg	
Town of Luray	
Town of Marion	
Town of Scottsville	

* Penny value is defined as the amount a locality would need to raise their real estate tax rate to cover the fiscal impacts of the bill, assuming no other changes to revenues or expenditures. It is represented in terms of dollars (e.g., 0.01 is a one cent increase in the real estate tax rate, etc.).