



# City of Virginia Beach

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VIRGINIA BEACH, VIRGINIA 23456-9001

January 24, 2014

The Honorable William D. Sessions, Jr., Mayor  
Members of City Council

**Subject: General Assembly 2014 – Legislative Tracking Matrix #4**

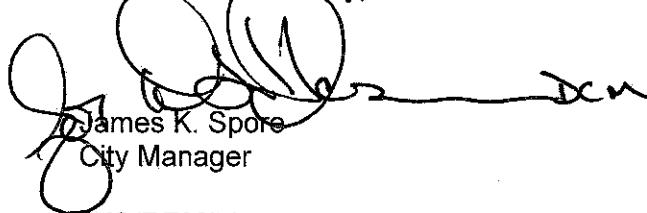
Dear Mayor and Council Members:

Please find attached the fourth edition of our legislative tracking matrix for the 2014 session. We provided an updated report earlier this week at the City Council meeting on January 21.

I have also attached a copy of Senator Wagner's SB513 as reported from the Senate Transportation Committee. This would establish the "Hampton Roads Transportation Authority." This commission could sell debt, toll highways, and bridges, and otherwise control revenues from last year's transportation revenue infusion through HB2313. Delegate Chris Jones has a companion bill (HB2153) in the House.

If you have questions or concerns, or need further information, please contact Bob Matthias at (757) 385-8267.

With Pride in Our City,



James K. Spore  
City Manager

JKS/RRM/tdr

Attachments:

1. Legislative Status Report #4
2. Senate Bill No. 513

c: Management Leadership Team  
Robert Matthias, Assistant to the City Manager  
Rod Ingram, Deputy City Attorney  
Angie Bezik, Principle Advantage  
Julie Dime, Principle Advantage

**VIRGINIA BEACH**  
**LEGISLATION STATUS REPORT**  
**2014 GENERAL ASSEMBLY SESSION**

LONG TERM POLICY POSITIONS							
Patron & Bill Number	Item	House Committee	Senate Committee	Other	Staff Position	Passed House/Senate	
<a href="#"><u>Delegate Simon - HB 417</u></a>	Expansion of Virginia Human Rights Act	General Laws		Per Legislative Package			
		sub: Subcommittee #4					
	Expansion of Virginia Human Rights Act		General Laws	Per Legislative Package			
<a href="#"><u>Senator McEachin - SB 248</u></a>	1		Died - 1/20/14				
	Expansion of Virginia Human Rights Act	General Laws		Per Legislative Package			
		sub: Subcommittee #4: Died					
No bills	2	Moratorium on Uranium Mining		Per Legislative Package			
	3	Medicaid Expansion Position  May be addressed in Budget		Per Legislative Package			
<b>In Governor's Budget</b>	4	Continued Funding for Base Realignment and Closure (BRAC) Effort	Appropriations	Finance	Budget Item		
	5	Increased Funding for Mental Healthcare  Is in proposed Budget			Budget Item		
<a href="#"><u>Senator McWaters - SB 209</u></a>	6	Preservation of Private Riparian/Littoral Rights (Title 28.2)	Agriculture, Conservation and Natural Resources	Agriculture, Conservation and Natural Resources	Per Legislative Package	Senate - Passed - 1/22/14	
<a href="#"><u>Delegate Stolle - HB 390</u></a>		Preservation of Private Riparian/Littoral Rights (Title 28.2)	Agriculture, Conservation and Natural Resources	Conservation and Natural Resources	Per Legislative Package	House - Passed - 1/20/14	
			Reported - 1/15/14				

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**2014 GENERAL ASSEMBLY SESSION**

LONG TERM POLICY POSITIONS

Patron & Bill Number	Item	House Committee	Senate Committee	Other	Staff Position	Passed House/Senate
Senator McWaters	Government Accounting Standards Board Requirement	Appropriations	Finance	Per Legislative Package		
Budget Amendment	Budget Item					
Delegate Davis	7 Government Accounting Standards Board Requirement	Appropriations	Finance	Per Legislative Package		
Budget Amendment						
NEW POLICY INITIATIVES						
Patron & Bill Number	Item	House Committee	Senate Committee	Other	Staff Position	Passed House/Senate
<a href="#"><u>Delegate Knight - HB 187</u></a>	Real Estate Tax Relief - Military Aviation Museum	Finance		Per Legislative Package		
<a href="#"><u>Senator Wagner - SB 508</u></a>	Real Estate Tax Relief - Military Aviation Museum		Finance	Per Legislative Package		
<a href="#"><u>Delegate Stolle - HJ 16</u></a>	Recurrent Coastal Flooding	Rules		Per Legislative Package		
<a href="#"><u>Senator McWaters - SJ 34</u></a>	Recurrent Coastal Flooding Incorporated by Rules (SJ3 - Locke)	Rules		Per Legislative Package		
<a href="#"><u>Senator Locke - SJ 3</u></a>	Recurrent Coastal Flooding Incorporates SJ 34	Rules	Rules	Per Legislative Package		<a href="#"><u>Senate - Passed - 1/22/14</u></a>

**VIRGINIA BEACH**  
**LEGISLATION STATUS REPORT**  
**2014 GENERAL ASSEMBLY SESSION**

TRANSPORTATION							
<b>Patron &amp; Bill Number</b>		<b>Item</b>	<b>House Committee</b>	<b>Senate Committee</b>	<b>Other</b>	<b>Staff Position</b>	<b>Passed House/Senate</b>
<a href="#"><u>Delegate Stolle - HB 2</u></a>	1	Requires HB2313 funds in Hampton Roads and Northern Virginia go to projects that reduce congested roads	Transportation  sub: Subcommittee #4				
<a href="#"><u>Delegate Cline - HB 3</u></a>	2	Repeals HB2313	Finance  Died - 1/17/14				
<a href="#"><u>Senator Ebbin - SB 1</u></a>		Repeals tax on hybrids under HB2313  Incorporated by Finance (SB127-Newman)		Finance			
<a href="#"><u>Senator Newman - SB 127</u></a>	3	Repeals tax on hybrids under HB2313  Incorporates SB1, SB38, SB159, SB221, SB506	Finance	Finance  Reported - 1/16/14			Senate - Passed - 1/20/14
<a href="#"><u>Delegate Surovell - HB 4</u></a>		Repeals tax on hybrids under HB2313	Finance  Died - 1/17/14				
<a href="#"><u>Senator Marsden - SB 38</u></a>		Repeals tax on hybrids under HB2313  Incorporated by Finance (SB127-Newman)		Finance			

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**LEGISLATION STATUS REPORT**  
**2014 GENERAL ASSEMBLY SESSION**

TRANSPORTATION						
<b>Patron &amp; Bill Number</b>	<b>Item</b>	<b>House Committee</b>	<b>Senate Committee</b>	<b>Other</b>	<b>Staff Position</b>	<b>Passed House/Senate</b>
<a href="#"><u>Delegate Habeed - HB 67</u></a>	Expands CTB by doubling number of reps from NOVA, Hampton Roads, and Richmond	Transportation				
<a href="#"><u>Delegate Surovell - HB 379</u></a>	Changes the composition of the CTB - one member appointed from each of Virginia's congressional districts and three will be at-large appointees.	Transportation				
<a href="#"><u>Delegate Hugo - HB 146</u></a>	Changes composition of CTB by requiring six General Assembly members	Transportation				
<a href="#"><u>Delegate Webert - HB 169</u></a>	Changes composition of CTB by adding one member from Hampton Roads, one member from NOVA, and two at-large members	Transportation				
<a href="#"><u>Delegate Hugo - HB 145</u></a>	Allows removal from CTB only "for cause" rather than at pleasure of the Governor	Transportation				
<a href="#"><u>Senator Wagner - SB 511</u></a>	Commonwealth Transportation Board Appointments		Transportation PBI - 1/15/14	Per Legislative Package		
<a href="#"><u>Delegate Filler-Corn - HB 957</u></a>	Transportation commission membership	Transportation				
	Accountability Commission	sub: Subcommittee #4				
<a href="#"><u>Senator Wagner - SB 513</u></a>	Creates Hampton Roads Transportation Authority - can issue debt management project - state will maintain toll roads		Transportation (to Finance) Reported - 1/22/14	Per Legislative Package		
	Accountability Commission					
<a href="#"><u>Delegate Jones - HB 1253</u></a>	Creates Hampton Roads Transportation Authority - can issue debt management project  State will maintain toll roads	Transportation		Per Legislative Package		
<a href="#"><u>Delegate Cole - HB 87</u></a>	Requires funds must be used for congestion or safety only	Transportation sub: Subcommittee #4				

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**LEGISLATION STATUS REPORT**  
**2014 GENERAL ASSEMBLY SESSION**

TRANSPORTATION							
Patron & Bill Number	Item	House Committee	Senate Committee	Other	Staff Position	Passed House/Senate	
<a href="#"><u>Delegate Morrissey - HB 116</u></a>	7 Requires safety analysis for new photo red systems; is required for renewals also	Transportation  Died - 1/15/14					
<a href="#"><u>Senator Alexander - SB 91</u></a>	8 Requires commuter rates be established on PPTA projects		Transportation <b>Stricken - 1/22/14</b>				
<a href="#"><u>Senator Wagner - SJ 72</u></a>	JLARC Review of the Equity of Transportation Funding  Continued to 2015 in Rules by voice vote		Rules <b>Continued - 1/17/14</b>	Per Legislative Package			
<a href="#"><u>Delegate Villanueva - HJ 42</u></a>	9 JLARC Review of Transportation	Rules		Per Legislative Package			
<a href="#"><u>Delegate Watts - HB 626</u></a>	10 Repeals 500 million off top provision - frees up money to be distributed through formula	Appropriations  sub: Transportation					
<a href="#"><u>Senator Locke - SB 165</u></a>	11 Public-Private Transportation Act - additional requirements for certain comprehensive agreements		Transportation <b>Stricken - 1/22/14</b>				
<a href="#"><u>Delegate Joannou - HB 1136</u></a>	11 Public-Private Transportation Act - additional requirements for certain comprehensive agreements	Transportation  sub: Subcommittee #4					
<a href="#"><u>Delegate Sickles - HB 920</u></a>	12 Funding among highway systems  "Off the top" addresses \$500 million allotment	Transportation  Referred to Appropriations - 1/23/14					
<a href="#"><u>Delegate Rust - HB 1048</u></a>	12 Funding among highway systems  Allows primaries in cities to receive priority funding	Transportation  sub: Subcommittee #4: Reported - 1/23/14					

**VIRGINIA BEACH  
LEGISLATION STATUS REPORT  
2014 GENERAL ASSEMBLY SESSION**

**POST-LABOR DAY**

<b>Patron &amp; Bill Number</b>	<b>Item</b>	<b>House Committee</b>	<b>Senate Committee</b>	<b>Other</b>	<b>Staff Position</b>	<b>Passed House/Senate</b>
<a href="#"><u>Delegate Kory - HB 34</u></a>	1 Repeals post-Labor day for all schools	Education sub: Secondary Education		Per Legislative Package		
<a href="#"><u>Delegate Kory - HB 35</u></a>	2 Repeals post-Labor day for all schools	Education sub: Secondary Education		Per Legislative Package		
<a href="#"><u>Delegate Habeeb - HB 42</u></a>	3 Repeals post-Labor Day School opening	Education sub: Secondary Education		Per Legislative Package		
<a href="#"><u>Delegate Stolle - HB 577</u></a>	4 Allows underperforming schools to open pre-Labor Day	Education sub: Secondary Education				
<a href="#"><u>Delegate Robinson - HB 610</u></a>	5 Repeals post-Labor Day	Education sub: Secondary Education				
<a href="#"><u>Delegate Greason - HB 333</u></a>	6 School Boards set opening day	Education sub: Secondary Education				
<a href="#"><u>Delegate Comstock - HB 386</u></a>	7 School Boards set opening day	Education sub: Secondary Education				
<b>OTHER</b>						
<b>Patron &amp; Bill Number</b>	<b>Item</b>	<b>House Committee</b>	<b>Senate Committee</b>	<b>Other</b>	<b>Staff Position</b>	<b>Passed House/Senate</b>
<a href="#"><u>Senator Lucas - SB 19</u></a>	1 Allows casino gaming in Portsmouth		General Laws & Technology			
<a href="#"><u>Delegate Davis - HB 617</u></a>	2 Creates a new personal property tax rate for businesses with gross revenue of \$100,000 or less for first 2 years of operation	Finance Subcommittee #1: Reported - 1/22/14				

**VIRGINIA BEACH**  
**LEGISLATION STATUS REPORT**  
**2014 GENERAL ASSEMBLY SESSION**

OTHER							
<b>Patron &amp; Bill Number</b>	<b>Item</b>	<b>House Committee</b>	<b>Senate Committee</b>	<b>Other</b>	<b>Staff Position</b>	<b>Passed House/Senate</b>	
<a href="#"><u>Delegate Head - HB 371</u></a>	3 Optional local license (BPOL) tax imposed on Virginia taxable income of corporations and the net income of sole proprietorships and pass-through entities	Finance sub: Subcommittee #2					
<a href="#"><u>Delegate Lemunyon - HB 434</u></a>	4 Prohibits increase in BPOL	Finance					
<a href="#"><u>Delegate Lemunyon - HB 433</u></a>	5 Phases out tax on food for human consumption/state must make localities whole	Finance					
<a href="#"><u>Delegate Lemunyon - HB 435</u></a>	6 Prohibits increase in BPOL and has state replace local revenue	Finance					
<a href="#"><u>Delegate Lingamfelter - HB 729</u></a>	7 Tax restructuring - modifies individual income, retail sales, use taxes	Finance sub: Subcommittee #3					
<a href="#"><u>Delegate Cline - HB 973</u></a>	8 Repealing photo-monitoring systems for traffic lights	Transportation sub: Subcommittee #1					
<a href="#"><u>Delegate LeMunyon - HB 431</u></a>	9 State and local tax reform; study; report.	Finance					
<a href="#"><u>Delegate Hugo - HB 995</u></a>	10 Income, and sales and use taxes; expiration dates for various credits and exemptions.  Repeals Historic Preservation Tax Credit - Continued to 2015	Finance Continued - 1/20/14					
<a href="#"><u>Senator Lucas - SB 292</u></a>	11 Downtown Tunnel Construction Relief Grant Fund		Finance				
<a href="#"><u>Senator Wagner - SB 571</u></a>	12 Revises authority City received in 2013 to construct arena		Local Government Referred to Finance - 1/21/14				
<a href="#"><u>Delegate O'Quinn - HB 734</u></a>	Revises authority City received in 2013 to construct arena	Counties, Cities and Towns sub: Subcommittee #2					
<a href="#"><u>Delegate Knight - HB 1267</u></a>	Revises authority City received in 2013 to construct arena	Counties, Cities and Towns sub: Subcommittee #2					
<a href="#"><u>Delegate Knight - HB 185</u></a>	13 Changes deed restrictions on certain property		Finance Stricken - 1/17/14				
<a href="#"><u>Delegate Ransone - HB 1092</u></a>	14 Condemnation of oyster grounds	Agriculture, Chesapeake, and Natural Resources sub: Chesapeake					
<a href="#"><u>Senator Stuart - SB 603</u></a>	Condemnation of oyster grounds		Agriculture, Conservation, and Natural Resources				
<a href="#"><u>Delegate Hodges - HB 1173</u></a>	15 Storm water management - combines several other bills - refines what localities management of storm water	Agriculture, Chesapeake, and Natural Resources sub: Chesapeake - Reported - 1/23/14					

14104165D

## 1 SENATE BILL NO. 513

## 2 AMENDMENT IN THE NATURE OF A SUBSTITUTE

3 (Proposed by the Senate Committee on Transportation

4 on January 22, 2014)

5 (Patron Prior to Substitute—Senator Wagner)

6 A BILL to amend and reenact § 33.1-23.5:4 of the Code of Virginia and the fifth enactment of Chapter  
7 896 of the Acts of Assembly of 2007, as amended by Chapter 871 of the Acts of Assembly of 2009,  
8 and to amend the Code of Virginia by adding in Title 33.1 a chapter numbered 19, consisting of  
9 sections numbered 33.1-466 through 33.1-476, relating to establishment of the Hampton Roads  
10 Transportation Accountability Commission; funding.

11 Be it enacted by the General Assembly of Virginia:

12 1. That § 33.1-23.5:4 of the Code of Virginia is amended and reenacted and that the Code of  
13 Virginia is amended by adding in Title 33.1 a chapter numbered 19, consisting of sections  
14 numbered 33.1-466 through 33.1-476, as follows:

## 15 § 33.1-23.5:4. Hampton Roads Transportation Fund established.

16 There is hereby created in the state treasury a special nonreverting fund for Planning District 23 to  
17 be known as the Hampton Roads Transportation Fund, hereafter referred to in this section as "the Fund."  
18 The Fund shall be established on the books of the Comptroller. All revenues dedicated to the Fund  
19 pursuant to § 58.1-638 and Chapter 22.1 (§ 58.1-2291 et seq.) of Title 58.1 shall be paid into the state  
20 treasury and credited to the Fund. Interest earned on moneys in the Fund shall remain in the Fund and  
21 be credited to it. Any moneys remaining in the Fund, including interest thereon, at the end of each fiscal  
22 year shall not revert to the general fund but shall remain in the Fund. The moneys deposited in the fund  
23 Fund shall be used solely for new construction projects on new or existing roads highways, bridges, and  
24 tunnels in the localities comprising Planning District 23 as approved by the Hampton Roads  
25 Transportation Planning Organization Accountability Commission. The Hampton Roads Transportation  
26 Planning Organization Accountability Commission shall give priority to those projects that are expected  
27 to provide the greatest impact on reducing congestion and shall ensure that the moneys shall be used for  
28 such construction projects in all localities comprising Planning District 23.29 The amounts dedicated to the Fund shall be deposited monthly by the Comptroller into the Fund.  
30 The amounts deposited into the Fund and the distribution and expenditure of such amounts shall not be  
31 used to calculate or reduce the share of local, federal, or state revenues otherwise available to  
32 participating jurisdictions. Further, such revenues and moneys shall not be included in any computation  
33 of, or formula for, a locality's ability to pay for public education, upon which appropriations of state  
34 revenues to local governments for public education are determined.

## 35 CHAPTER 19.

## 36 HAMPTON ROADS TRANSPORTATION ACCOUNTABILITY COMMISSION.

## 37 § 33.1-466. Commission created.

38 The Hampton Roads Transportation Accountability Commission, referred to in this chapter as "the  
39 Commission," is hereby created as a body politic and as a political subdivision of the Commonwealth.  
40 The Commission shall embrace each county and city located in Planning District 23, which is  
41 established pursuant to Chapter 42 (§ 15.2-4200 et seq.) of Title 15.2.

## 42 § 33.1-467. Composition of Commission.

43 The Commission shall consist of 22 members as follows:

44 1. The chief elected officer of the governing body of each of the 14 counties and cities embraced by  
45 the Commission;46 2. Two members of the House of Delegates who reside in different counties or cities embraced by the  
47 Commission, appointed by the Speaker of the House, and two members of the Senate who reside in  
48 different counties or cities embraced by the Commission, appointed by the Senate Committee on Rules;  
49 and50 3. The following four persons serving as nonvoting ex officio members of the Commission: a member  
51 of the Commonwealth Transportation Board who resides in a locality embraced by the Commission and  
52 is appointed by the Governor; the Director of the Department of Rail and Public Transportation, or his  
53 designee; the Commissioner of Highways, or his designee; and the Executive Director of the Virginia  
54 Port Authority, or his designee.55 All members of the Commission shall serve terms coincident with their terms of office. Vacancies  
56 shall be filled in the same manner as the original appointment.

57 The Commission shall elect a chairman and vice-chairman from among its voting membership.

58 The Auditor of Public Accounts, or his legally authorized representatives, shall annually audit the  
59 financial accounts of the Commission, and the cost of such audit shall be borne by the Commission.

SENATE SUBSTITUTE

SB513S1

**60      § 33.1-468. Staff.**

61      The Commission may employ a chief executive officer and such staff as it shall determine to be  
62      necessary to carry out its duties and responsibilities under this chapter. No such person shall  
63      contemporaneously serve as a member of the Commission. The Department of Transportation and the  
64      Department of Rail and Public Transportation shall make their employees available to assist the  
65      Commission, upon request.

**66      § 33.1-469. Decisions of Commission.**

67      A majority of the Commission, which majority shall include at least a majority of the chief elected  
68      officers of the counties and cities embraced by the Commission, shall constitute a quorum. Decisions of  
69      the Commission shall require a quorum and shall be in accordance with voting procedures established  
70      by the Commission. In all cases, decisions of the Commission shall require the affirmative vote of  
71      two-thirds of the members of the Commission present and voting, and two-thirds of the chief elected  
72      officers of the counties and cities embraced by Planning District 23 who are present and voting and  
73      whose counties and cities include at least two-thirds of the population embraced by the Commission;  
74      however, no motion to fund a specific facility or service shall fail because of this population criterion if  
75      such facility or service is not located or to be located or provided or to be provided within the county  
76      or city whose chief elected officer's sole negative vote caused the facility or service to fail to meet the  
77      population criterion. The population of counties and cities embraced by the Commission shall be the  
78      population as determined by the most recently preceding decennial census, except that on July 1 of the  
79      fifth year following such census, the population of each county and city shall be adjusted, based on  
80      population projections made by the Weldon Cooper Center for Public Service of the University of  
81      Virginia.

**82      § 33.1-470. Annual budget and allocation of expenses.**

83      A. The Commission shall adopt an annual budget and develop a funding plan and shall provide for  
84      such adoption in its bylaws. The funding plan shall provide for the expenditure of funds over a four- to  
85      six-year period and shall align with the Statewide Transportation Plan established pursuant to  
86      § 33.1-23.03 as much as possible. The Commission shall solicit public comment on its budget and  
87      funding plan by posting a summary of such budget and funding plan on its website and holding a public  
88      hearing. Such public hearing shall be advertised on the Commission's website and in a newspaper of  
89      general circulation in Planning District 23.

90      B. The administrative expenses of the Commission, as provided in an annual budget adopted by the  
91      Commission, to the extent funds for such expenses are not provided from other sources, shall be  
92      allocated among the component counties and cities on the basis of the relative population, as  
93      determined pursuant to § 33.1-469. Such budget shall be limited solely to the administrative expenses of  
94      the Commission and shall not include any funds for construction or acquisition of transportation  
95      facilities or the performance of any transportation service.

96      C. Members may be reimbursed for all reasonable and necessary expenses provided in §§ 2.2-2813  
97      and 2.2-2825, if approved by the Commission. Funding for the costs of compensation and expenses of  
98      the members shall be provided by the Commission.

**99      § 33.1-471. Authority to issue bonds.**

100     The Commission may issue bonds and other evidences of debt as may be authorized by this section  
101    or other law. The provisions of Article 5 (§ 15.2-4519 et seq.) of Chapter 45 of Title 15.2 shall apply,  
102    mutatis mutandis, to the issuance of such bonds or other debt. The Commission may issue bonds or  
103    other debt in such amounts as it deems appropriate. The bonds may be supported by any funds  
104    available, except that funds from tolls collected pursuant to § 33.1-472 shall be used only as provided in  
105    that section.

**106     § 33.1-472. Powers of the Commission.**

107     Notwithstanding any contrary provision of this title and in accordance with all applicable federal  
108    statutes and requirements, the Commission shall control and operate and may impose and collect tolls  
109    in amounts established by the Commission for the use of any new or improved highway, bridge, or  
110    tunnel, to increase capacity on such facility or to address congestion within Planning District 23,  
111    constructed by the Commission (i) with federal, state, or local funds, (ii) solely with revenues of the  
112    Commission, or (iii) with revenues under the control of the Commission. The amount of any such toll  
113    may be varied from facility to facility, by lane, by congestion levels, by day of the week, by time of day,  
114    by type or size of vehicle, by number of axles, or by any similar combination thereof or any other factor  
115    the Commission may deem proper, and a reduced rate may be established for commuters as defined by  
116    the Commission. All such tolls shall be used for programs and projects that are reasonably related to or  
117    benefit the users of the new or improved highway, bridge, or tunnel, including, but not limited to, for  
118    the debt service and other costs of bonds whose proceeds are used for construction or improvement of  
119    such highway, bridge, or tunnel.

120     Any tolls imposed by the Commission shall be collected by an electronic toll system that, to the  
121    extent possible, shall not impede the traffic flow of the facility or prohibit a toll facility from retaining

122 means of nonautomated toll collection in some lanes of the facility. For all facilities tolled by the  
 123 Commission, there shall be signs erected prior to the point of toll collection that clearly state how the  
 124 majority of the toll revenue is being spent by the Commission to benefit the users of the facility.

125 **§ 33.1-473. Additional powers of the Commission.**

126 A. The Commission shall have the following powers together with all powers incidental thereto or  
 127 necessary for the performance of those hereinafter stated:

128 1. To sue and be sued and to prosecute and defend, at law or in equity, in any court having  
 129 jurisdiction of the subject matter and of the parties;

130 2. To adopt and use a corporate seal and to alter the same at its pleasure;

131 3. To procure insurance, participate in insurance plans, and provide self-insurance; however, the  
 132 purchase of insurance, participation in an insurance plan, or the creation of a self-insurance plan by  
 133 the Commission shall not be deemed a waiver or relinquishment of any sovereign immunity to which the  
 134 Commission or its officers, directors, employees, or agents are otherwise entitled;

135 4. To establish bylaws and make all rules and regulations, not inconsistent with the provisions of this  
 136 chapter, deemed expedient for the management of the Commission's affairs;

137 5. To apply for and accept money, materials, contributions, grants, or other financial assistance from  
 138 the United States and agencies or instrumentalities thereof; the Commonwealth; and any political  
 139 subdivision, agency, or instrumentality of the Commonwealth; and from any legitimate private source;

140 6. To acquire real and personal property or any interest therein by purchase, lease, gift, or  
 141 otherwise for purposes consistent with this chapter and to hold, encumber, sell, or otherwise dispose of  
 142 such land or interest for purposes consistent with this chapter;

143 7. To acquire by purchase, lease, contract, or otherwise, highways, bridges, or tunnels and to  
 144 construct the same by purchase, lease, contract, or otherwise;

145 8. In consultation with the Commonwealth Transportation Board and with each city or county in  
 146 which the facility or any part thereof is or is to be located, to repair, expand, enlarge, construct,  
 147 reconstruct, or renovate any or all highways, bridges, and tunnels within Planning District 23 and to  
 148 acquire any real or personal property needed for any such purpose;

149 9. To enter into agreements or leases with public or private entities for the operation and  
 150 maintenance of bridges, tunnels, transit and rail facilities, and highways;

151 10. To make and execute contracts, deeds, mortgages, leases, and all other instruments and  
 152 agreements necessary or convenient for the performance of its duties and the exercise of its powers and  
 153 functions under this chapter;

154 11. To the extent funds are made or become available to the Commission to do so, to employ  
 155 employees, agents, advisors, and consultants, including without limitation attorneys, financial advisers,  
 156 engineers, and other technical advisers and, the provisions of any other law to the contrary  
 157 notwithstanding, to determine their duties and compensation; and

158 12. To the extent not inconsistent with the other provisions of this chapter, and without limiting or  
 159 restricting the powers otherwise given the Commission, to exercise all of the powers given to  
 160 transportation district commissions by § 15.2-4518.

161 B. The Commission shall comply with the provisions governing localities contained in  
 162 § 15.2-2108.23.

163 **§ 33.1-474. Commission a responsible public entity under Public-Private Transportation Act of  
 164 1995.**

165 The Commission is a responsible public entity as defined in § 56-557 and shall be regulated in  
 166 accordance with the terms of the Public-Private Transportation Act of 1995 (§ 56-556 et seq.) and  
 167 regulations and guidelines adopted pursuant thereto.

168 **§ 33.1-475. Continuing responsibilities of the Commonwealth Transportation Board and the  
 169 Department of Transportation.**

170 Except as otherwise explicitly provided in this chapter, until such time as the Commission and the  
 171 Department of Transportation, or the Commission and the Commonwealth Transportation Board, agree  
 172 otherwise in writing, the Commonwealth Transportation Board shall allocate funding to and the  
 173 Department of Transportation shall perform or cause to be performed all maintenance and operation of  
 174 the bridges, tunnels, and roadways and shall perform such other required services and activities with  
 175 respect to such bridges, tunnels, and roadways as were being performed on July 1, 2014.

176 **§ 33.1-476. Use of revenues by the Commission.**

177 Notwithstanding any other provision of this chapter, all moneys received by the Commission shall be  
 178 used by the Commission solely for the benefit of those counties and cities that are embraced by the  
 179 Commission, and such moneys shall be used by the Commission in a manner that is consistent with the  
 180 purposes stated in this chapter.

181 **2. That the staff of the Hampton Roads Transportation Planning Organization and the  
 182 Department of Transportation shall work cooperatively to assist the proper formation and effective**

183 organization of the Hampton Roads Transportation Accountability Commission. Until such time as  
184 the Commission is fully established and functioning, the staff of the Hampton Roads  
185 Transportation Planning Organization shall serve as its staff, and the Hampton Roads  
186 Transportation Planning Organization shall provide the Commission with office space and  
187 administrative support. The Commission shall reimburse the Hampton Roads Transportation  
188 Planning Organization for the cost of such staff, office space, and administrative support as  
189 appropriate.

190 3. That should any portion of this act be held unconstitutional by a court of competent  
191 jurisdiction, the remaining portions of this act shall remain in effect.

192 4. That the fifth enactment of Chapter 896 of the Acts of Assembly of 2007, as amended by  
193 Chapter 871 of the Acts of Assembly of 2009, is amended and reenacted as follows:

194 5. That the Hampton Roads Metropolitan Planning Organization, whose membership may be  
195 expanded by vote of the Hampton Roads Metropolitan Planning Organization, with the  
196 concurrence of the Governor, to include members of the House of Delegates as selected by the  
197 Speaker of the House of Delegates and members of the Senate of Virginia as selected by the  
198 Senate Committee on Rules, Transportation Accountability Commission shall develop as part of a  
199 long-range plan quantifiable measures and achievable goals for the Hampton Roads metropolitan  
200 planning area relating to *embraced by Planning District 23*, but not limited to, congestion reduction  
201 and safety, transit and high-occupancy vehicle (HOV) usage, job-to-housing ratios, job and housing  
202 access to transit and pedestrian facilities, air quality, and per-capita vehicle miles traveled. In  
203 addition, the Northern Virginia Transportation Authority established under § 15.2-4830 of the  
204 Code of Virginia shall also develop as part of a long-range plan quantifiable measures and  
205 achievable goals for the area embraced by the Authority relating to, but not limited to, congestion  
206 reduction and safety, transit and high-occupancy vehicle (HOV) usage, job-to-housing ratios, job  
207 and housing access to transit and pedestrian facilities, air quality, and per-capita vehicle miles  
208 traveled. Such goals shall be subject to the approval of the Commonwealth Transportation Board  
209 on a biennial basis.