

LEGISLATIVE COMMITTEE

April 15, 2015

LEGISLATIVE SESSION WRAP-UP



2015 Session Calendar

January 2015

				1	2	3
4	5	6	7	8	9	10
11	12	13	14	15	16	17
	<u>Legislative Day #1</u> Inauguration Day	<u>Legislative Day #2</u>	<u>Legislative Day #3</u> State of the State STB Legislative Committee Meeting	<u>Legislative Day #4</u> STB Meeting	Governor released AFY15 and FY16 Budget Reports.	
18	19	20	21	22	23	24
	Martin Luther King Jr. Holiday	Joint Appropriations Hearing on AFY15 and FY16 Budget				
25	26	27	28	29	30	31
	<u>Legislative Day #5</u>	<u>Legislative Day #6</u> HB106 "GDOT Housekeeping" Bill introduced	<u>Legislative Day #7</u>	<u>Legislative Day #8</u> HB170 "Trans. Funding Bill" introduced		

2015 Session Calendar

February 2015

1	2	3	4	5	6	7
	<u>Legislative Day #9</u> Senate Transportation Committee Meeting	<u>Legislative Day #10</u>	<u>Legislative Day #11</u> Senate Transportation Appropriations Subcommittee AFY15	House Transportation SubCommittee Meeting HB170		
8	9	10	11	12	13	14
	<u>Legislative Day #12</u> Senate Appropriations Committee AFY15 House Transportation SubCommittee HB170	<u>Legislative Day #13</u>	<u>Legislative Day #14</u> AFY15 budget passed by Senate	<u>Legislative Day #15</u> House Appropriations Subcommittee FY16 House Transportation Committee HB170		
15	16	17	18	19	20	21
		<u>Legislative Day #16</u>	<u>Legislative Day #17</u> Board Elections CD# 7,8,&6 HB170 passed Committee	<u>Legislative Day #18</u> Final AFY15 Budget Passed & Enacted	<u>Legislative Day #19</u>	
22	23	24	25	26	27	28
	<u>Legislative Day #20</u> SB125 (SRTA) passed Senate Trans Committee	<u>Legislative Day #21</u>	<u>Legislative Day #22</u>	<u>Legislative Day #23</u> House passed FY16 Budget		

2015 Session Calendar

March/April 2015

1	2	3	4	5	6	7
	<u>Legislative Day #24</u> House & Senate Transportation Committee Meetings	<u>Legislative Day #25</u>	<u>Legislative Day #26</u> Senate Transportation Committee Meeting	<u>Legislative Day #27</u>		
8	9	10	11	12	13	14
	<u>Legislative Day #28</u> FY16 Senate Bond Presentation		<u>Legislative Day #29</u>	Senate Transportation Committee (HB 170)	<u>Legislative Day #30</u> CROSS-OVER DAY	
15	16	17	18	19	20	21
		Senate Transportation Committee Meeting HB 170 as Substitute	<u>Legislative Day #31</u> Senate Transportation Committee Meeting HB106 Sub & MARTA	<u>Legislative Day #32</u> House Transportation Committee: SB4, SB 125, SB 169	<u>Legislative Day #33</u> Senate passed FY16 Budget & HB 170 w/amendment	
22	23	24	25	26	27	28
	<u>Legislative Day #34</u>	<u>Legislative Day #35</u>	<u>Legislative Day #36</u>	<u>Legislative Day #37</u> HB 170 Conference Committee Meeting	<u>Legislative Day #38</u>	
29	30	31	1	2	3	4
		<u>Legislative Day #39</u> HB 170 and FY16 Budget sent to the Governor.		<u>Legislative Day #40</u> SINE DIE HB 106, SB 125, & SB 169 sent to the Governor.		

Transportation Legislation

- **SB 169—GDOT Housekeeping/Added Provisions**
- **SB 125—SRTA Housekeeping**
- **HB 213—MARTA 50/50 Reform & Housekeeping**
- **HB 206—Sanitation “Move-over” Law**
- **HB 319—Executive Order Codification**
- **HB 477—HOA Notification**
- **SB 4—Atlanta Beltline P3**
- **SB 76—Motorcycle/Bicycle**
- **HB 170/HB106—The Transportation Funding Act & Technical Corrections Legislation**

SB 169—GDOT & Other Provisions

- **Temporary State Routes/Local Right-of-Way Acquisition:** eliminates the need to designate local roads as temporary state routes for purposes of purchasing local right-of-way with state or federal funds.
- **Surplus Right-of-Way Disposal:** caps look-back period to 30 years, expedites process, and clarifies GDOT's ability to utilize the service of real estate agents.
- **Transit Safety Oversight Update:** ensures federal compliance.
- **Electronic Crash Report Submission:** creates 14-day deadline.
- **Billboard Condemnation/Relocation:** allows condemned billboards to relocate to a legal, adjacent parcel with local compensation required under certain circumstances.
- **Commercial PTV Delivery:** allows large commercial delivery companies to utilize personal transportation vehicles (PTVs) in residential subdivisions with speed limits of 25MPH or less.

SB 125—SRTA

- **Managed Lane Tolling Authority:** updates the state’s tolling power to address managed lanes and other tolling circumstances by removing the requirement of debt to be issued.
- **Managed Lanes Definition:** defines managed lanes as lanes which utilize tolls to manage the flow of traffic.
- **Managed Lane Operations:** clarifies “no vehicle may drive through, around, or under any barrier or closed or moving gate of a managed lane.”
- **Toll Violator Fees:** establishes \$25 per violation as an “up to” amount rather than a fixed fee allowing for fee increments less than \$25.

HB 213—MARTA

- **50/50 Operations/Capital Restriction Lifted:** lifts the 50/50 restriction heretofore on MARTA tax proceeds provided that MARTA undergoes a quadrennial management audit and submits it to the Governor, State Auditor, and MARTOC.
- **Board Structure:** clarifies one Dekalb board member must reside north of Decatur, Governor's board appointment can include a resident of any MARTA jurisdiction, and the GRTA Executive Director serves as a voting member until 2017.
- **Rider Regulations and Penalties:** authorizes suspension from using the service as a punishment for violation of ridership rules and a penalty of up to \$300. Includes the creation of an appeals process.

Other Transportation Legislation

- **HB 206:** extends the “Spencer Pass” Move-over Law to sanitation workers.
- **HB 319:** ratifies the Governor’s December 5th Executive Order suspending the automatic changes to the state motor fuel pre-paid rate.
- **HB 477:** authorizes GDOT, counties, and municipalities to provide disposal notice of a roadway located in a subdivision to a duly formed property owner’s association for acquisition.
- **SB 4:** authorizes the Beltline to undertake P3 procurements. Authorizes creation of a “state” MPO via a regional commission.
- **SB 76:** authorizes motorcyclists and bicyclists to proceed through a red light if deemed inoperable for them provided there is no other vehicle within 500 ft of the intersection. Requires a vehicle to stop while a pedestrian beacon light is flashing.

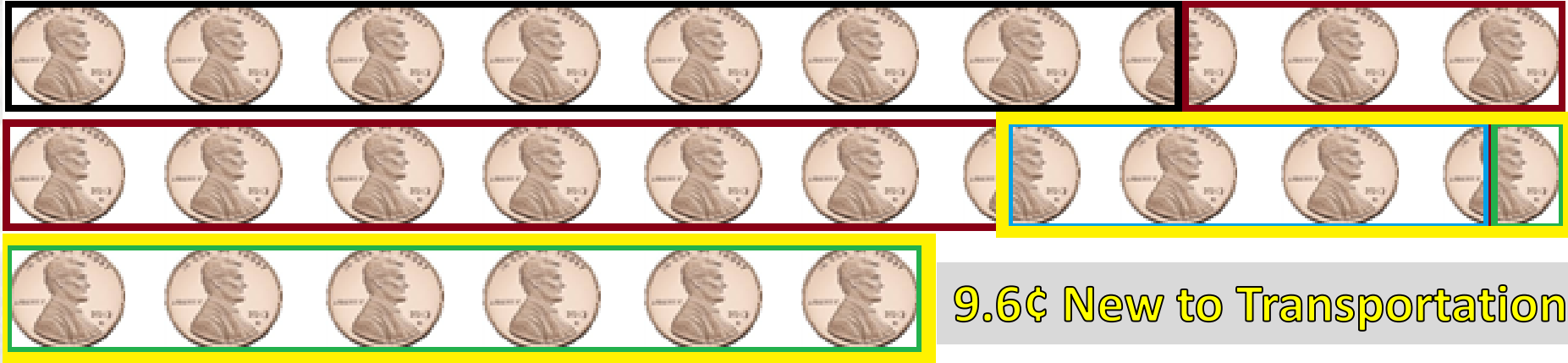
HB 170 Timeline

- **Jan 29th:** Introduced in the House.
- **Mar 2nd:** Passed by House Transportation Committee.
- **Mar 5th:** Passed House (123 to 46).
- **Mar 18th:** Passed by Substitute by Senate Transportation Committee.
- **Mar 20th:** Passed Senate by a vote of (29 to 25).
- **Mar 24th:** House disagreed, Senate insisted.
- **Mar 25th:** House insisted, Conference Committee Appointed.
 - House Conferees: Roberts, Smyre, & Hamilton
 - Senate Conferees: Gooch, Williams, & Shafer
- **Mar 31st:** Conf. Report passed House (129 to 41) & Senate (42 to 12).
- **Apr 6th:** Transmitted to Governor.

HB 170 Primary Fund Sources

- **State Motor Fuel Excise Tax Rate:** 26¢/gallon on gasoline; 29¢/gallon on diesel. Annually indexed for increased vehicle fuel efficiency. Additionally indexed from 2016 to 2018 for Consumer Price Index increases.
- **Hotel/Motel Nightly Fee:** \$5 per night lodging fee. (excludes extended stay occupants)
- **Heavy Vehicle Annual Impact Fee:** \$50 for vehicles 15,500 lbs to 26,000 lbs /\$100 for vehicles greater than 26,001 lbs.
- **Alternative Fuel Vehicle Fees/Tax Credits:** Institutes a \$200 noncommercial/\$300 commercial alternative fuel vehicle annual registration fee. Eliminates \$2500/\$5000 tax credits on low/zero emission vehicles.

The New Gasoline Excise Rate



$$\begin{aligned} & 7.5¢ \text{ (Current Excise)} \\ + & 11.8¢ \text{ (Current 3\% \& 1\% "4th Penny")} \\ + & 6.7¢ \text{ (HB 170 Adjustment)} \\ \hline & 26.0¢ \end{aligned}$$

Current State Motor Fuel Rates vs. HB 170 Rates

Motor Fuel Type	Current Law	H.B. 170	Difference
Gasoline	19.3¢/gallon	26¢/gallon	+6.7¢/gallon
Diesel	21.3¢/gallon	29¢/gallon	+7.7¢/gallon

- Motor fuel tax is a tax on distributors.
- The net effect of H.B 170 on an average motorist who drives *12,000 miles per year* (with an average fuel economy of *25 mpg*) is an additional \$32.16 per year OR an additional **\$2.68 per month**.
- Local taxes on motor fuel, though preserved, are now capped and **will NOT be assessed** on the price of motor fuel above \$3.00 per gallon.

Additional Motor Fuel Collections

(Averaged Estimate)

FY 2016	FY 2017	FY 2018	FY 2019	FY 2020
\$665,950,000	\$740,700,000	\$791,750,000	\$824,250,000	\$837,050,000

- These revenues are subject to the Constitution and dedicated to the explicit purpose of “roads and bridges.”
- Motor fuel funds are appropriated in the Fiscal Year AFTER they are collected. Therefore, the additional motor fuel revenue from H.B. 170 will not be first appropriated for use until July 1, 2016.

Hotel/Motel \$5 Nightly Fee

(Based on UWG College of Business Estimate)

FY 2016	FY 2017	FY 2018	FY 2019	FY 2020
\$158,100,000	\$158,100,000	\$158,100,000	\$158,100,000	\$158,100,000

- These fees will be collected via the General Fund but **MUST** be appropriated to “transportation purposes.”
- “Transportation purposes” are defined as roads, bridges, public transit, rails, airports, buses, seaports, accompanying infrastructure and services to provide access to transportation facilities, and general obligation debt and other multiyear obligation issues to finance such purposes.
- If **NOT** appropriated to this purpose, the fees are reduced by ½ after the first year and **REPEALED** after the subsequent year if not appropriated.

Heavy Vehicle Impact Fee

FY 2016	FY 2017	FY 2018	FY 2019	FY 2020
\$5,000,000	\$5,000,000	\$5,000,000	\$5,000,000	\$5,000,000

- DOR Registrations as of 03/15/15: 38,022 vehicles between [15,500 lbs and 26,000 lbs] and 32,780 vehicles [over 26,000 lbs].
- These fees will be collected via the General Fund but MUST be appropriated to “transportation purposes.”
- “Transportation purposes” are defined as roads, bridges, public transit, rails, airports, buses, seaports, accompanying infrastructure and services to provide access to transportation facilities, and general obligation debt and other multiyear obligation issues to finance such purposes.
- If NOT appropriated to this purpose, the fees are reduced by ½ after the first year and REPEALED after the subsequent year if not appropriated.

Other Revenues Generated

Source	FY 2016	FY 2017	FY 2018	FY 2019	FY 2020
Alt. Fuel Fee	\$3,400,000	\$3,600,000	\$3,900,000	\$4,250,000	\$4,650,000
Alt. Tax Credit	\$16,400,000	\$90,100,000	\$124,300,000	\$155,600,000	\$187,200,000
Jet Fuel Tax	\$21,400,000	\$26,100,000	\$28,900,000	\$30,200,000	\$31,600,000
Total	\$37,800,000	\$116,200,000	\$153,200,000	\$185,800,000	\$218,800,000

- The \$200/\$300 Alternative Fuel Vehicle Annual registration fee has the same index as motor fuel but fees are not explicitly dedicated.
- Revenues derived from the elimination of the exemption on jet fuel tax on or after July 1, 2017 are intended to “be used for a state aviation program or airport related purposes” to comply with the requirements of federal law (49 U.S.C. Sections 47107(b) and 47113. Any portion in excess of the federal requirement may be appropriated for other purposes.

HB 170 Total Additional Revenues

(Based on Averaged Estimates)

FY 2016	FY 2017	FY 2018	FY 2019	FY 2020
\$870,250,000	\$1,023,600,000	\$1,111,950,000	\$1,177,400,000	\$1,223,600,000

These additional total revenues include additional dedicated motor fuel collections, dedicated fees, and non-dedicated fees.

Annual 10-Year Strategic Plan

- Requires the department to submit for the review and approval of the House and Senate Transportation Committees a 10-Year Strategic Plan which the Transportation Committees could submit as a recommendation to the Appropriations Committees for the development of the annual budget.
- The plan is not project specific and does not constitute a “project list.”
- The plan should include target funding levels and fund sources based on the following categories: (1) construction of new highway projects; (2) maintenance of existing infrastructure; (3) bridge repairs and replacements; (4) safety enhancements; and (5) administrative expenses.
- Prioritizes congestion relief, economic development, and identifying operational efficiencies that can be used for road construction.

Special Joint Committee on Revenue

- Establishes a joint committee to identify tax and revenue reforms for the State of Georgia for the 2016 legislative session.
- Creates a 14 member committee: Senate President Pro Tempore, House Speaker Pro Tempore, Senate and House Majority Leaders, Senate and House Minority Leaders, Senate Finance Committee and House Committee on Ways and Means Chairpersons, 3 senators (2 majority party, 1 minority party) appointed by the Lt. Governor, and 3 representatives (2 majority party, 1 minority party) appointed by the Speaker of the House.
- The legislation proposed by the Committee would receive an up or down vote without amendment in the House of Representatives, and if passed by the House, it would receive an up or down vote without amendment in the Senate.



QUESTIONS?