

1 H.740
2 Introduced by Representatives Bissonnette of Winooski and Ellis of
3 Waterbury
4 Referred to Committee on
5 Date:
6 Subject: Conservation and development; land use; natural resources;
7 transportation; Act 250; access permits
8 Statement of purpose of bill as introduced: This bill proposes to authorize the
9 District Commissions under 10 V.S.A. chapter 151 (Act 250) and the Agency
10 of Transportation through highway access permits to assess fees to fund
11 improvements to address the transportation impacts of development projects.

12 An act relating to transportation improvement fees

13 It is hereby enacted by the General Assembly of the State of Vermont:

14 Sec. 1. FINDINGS AND INTENT

15 (a) The General Assembly finds that:

16 (1) To issue a land use permit under 10 V.S.A. chapter 151 (Act 250), a
17 District Commission must make required findings, including that the proposed
18 developmentland use project and subdivision does not cause unreasonable
19 traffic congestion or unsafe traffic conditions and does not materially interfere

1 with or jeopardize the function, safety, and efficiency of Vermont's public
2 highway and transportation systems.

3 (2) To ensure that the ~~developmentland use project~~ or subdivision meets
4 the statutory requirements related to transportation impacts, District
5 Commissions often require physical improvements or other measures to
6 mitigate those impacts.

7 (3) Because the District Commissions address mitigation on a
8 case-by-case basis, the obligation to mitigate transportation impacts ~~often~~
9 typically falls on the ~~developmentland use project~~ or subdivision whose traffic
10 impacts cause existing traffic conditions to become unsafe or unreasonably
11 congested.

12 (4) This approach, often referred to as "last-one-in," can require an
13 applicant to bear the entire burden of installing mitigation measures that
14 benefit not only the applicant's project, but existing and future
15 ~~developmentland use projects~~ or subdivisions, as well as regional and
16 statewide through traffic. The potential for this outcome is high in areas that
17 are already developed and experiencing significant traffic volumes.

18 (5) Physical improvements to mitigate transportation impacts can be
19 costly and exceed the cost of a proposed ~~developmentland use project~~ and
20 subdivision, particularly if the proposal is a small project in an already
21 developed area.

1 (b) In enacting this legislation, the General Assembly intends:

2 (1) to establish an alternative to “the last-one-in” approach that enables
3 the costs to mitigate transportation impacts to be allocated proportionally
4 among the State and the ~~development~~land use projects that have traffic impact
5 and that will benefit from the mitigation;

6 (2) to foster in-fill development, further Vermont’s planning goals set
7 forth in 24 V.S.A § 4302, and encourage economic growth by creating a
8 mechanism to apportion the cost of new transportation infrastructure in already
9 developed areas; and

10 (3) to encourage planning for the establishment of transportation
11 improvement districts in which the costs of transportation infrastructure are
12 allocated proportionally and thereby to support economic growth, the
13 construction of needed transportation improvements, and Vermont’s planning
14 goals.

15 Sec. 2. 10 V.S.A. chapter 151, subchapter 5 is added to read:

16 Subchapter 5. Transportation Improvement Fees

17 § 6101. PURPOSE

18 The purpose of this subchapter is to provide a mechanism to allocate the
19 costs to mitigate the impacts of land use projects to the ~~State~~ transportation
20 system in a manner that is equitable and that supports the planning goals of
21 24 V.S.A. § 4302.

Comment [j1]: DEC will be able to determine proportionate share for impacts to municipal roads per § 6104

1 § 6102. DEFINITIONS

2 As used in this subchapter:

3 (1) “Agency” means the Agency of Transportation.

4 (2) “Capacity” means each of the following:

5 (A) the number of vehicles per hour accommodated by transportation
6 infrastructure;

7 (B) the ability of transportation infrastructure to provide ~~and~~
8 connectivity for pedestrians and cyclists; and

9 (C) the number of people that can be accommodated by bus at levels
10 of service specified for each mode of travel.

11 (3) “Capital Transportation Program” means the multiyear
12 transportation program under 19 V.S.A § 10g as established each year by the
13 General Assembly.

14 (4) “Capital transportation project” means:

15 (A) a physical improvement to the State transportation system or to a
16 municipal highway, right-of-way, or transportation facility; and

17 (B) a study or survey requested or commissioned by a District
18 Commission or the Agency relating to any physical improvement of one or
19 more of the following:

20 (i) the State transportation system; and

1 (ii) a municipal highway, right-of-way, or transportation
2 improvement or facility.

3 (5) “District Commission” shall have the same meaning as under section
4 6001 of this title except that the term also shall include the Board in exercising
5 its authority to make findings of fact and conclusions of law.

6 (6) “Land use project” means any activity requiring a permit under this
7 chapter or 19 V.S.A. § 1111.

8 (7) “Municipality” means a city, town, incorporated village or
9 unorganized town or gore.

10 ~~(8)~~ “Pass-by trips” means existing traffic attracted to a proposed land
11 use from an adjacent roadway.

Comment [j2]: Referred to in Section § 6106
related to how the fee is calculated and adjusted

12 ~~(98)~~ “Performance standards” means quantitative or qualitative indicia
13 of the ability of transportation infrastructure to achieve an objective such as
14 reducing major crashes or accommodating a volume of traffic at a specified
15 average delay per vehicle. The term includes indicia that are specific to the
16 area in which transportation infrastructure is or is to be located.

17 ~~(10)~~ “Regional Planning Commission” shall have the same meaning as
18 under section 4303 of title 24.

19 ~~(119)~~ “Secretary” means the Secretary of Transportation or designee.

20 ~~(1240)~~ “State transportation system” means the highways, rights-of-
21 way, and transportation facilities under the jurisdiction of the Agency or any

1 other agency of the State and does not include highways, rights-of-way, and
2 transportation facilities under the jurisdiction of a municipality.

3 (1344) “Transportation Demand Management “ or “TDM” means
4 measures that reduce vehicle trips or redistribute vehicle trips to non-peak
5 times or other areas. Examples include telecommuting, incentives to carpool
6 or ride public transit, and staggered work shifts.

7 (1412) “Transportation fee” means an **impact** fee that is assessed to a
8 land use project as a condition of a permit issued under this chapter or a State
9 highway access permit under 19 V.S.A. § 1111 and is used to support any
10 portion of the costs of an **completed or planned** capital transportation project
11 that will benefit or is attributable to the land use project.

12 (1513) “Transportation Improvement District” or “TID” means a
13 **discreet** geographic area that **is served**includes and will benefit from **by** one or
14 more capital transportation projects included in the Capital Transportation
15 Program and for which the Agency has established a transportation fee under
16 this subchapter.

17 (1614) “Vehicle trips” means the number of trips by motorized
18 conveyance generated by a proposed land use project measured at a specific
19 place and for a specific duration. The ownership of and number of persons
20 within the conveyance shall be irrelevant.

21 § 6103. AUTHORITY

Comment [j3]: Per §6105 (e) the fee remains in place as long as the capital project on which the fee is based has capacity (still meets the performance standards). Therefore, it is possible for a capital project to be completed or planned.

1 | A District Commission ~~or and~~ the Agency may assess a transportation fee in
2 | accordance with this subchapter.

3 | § 6104. TRANSPORTATION FEE; DISTRICT COMMISSION

4 | (a) A District Commission may require payment of a transportation fee in
5 | accordance with section 6106 of this title to fund, in whole or in part, capital
6 | improvements necessary to mitigate the transportation impacts of a proposed
7 | developmentland use project or subdivision. The Agency shall review the
8 | application and recommend to the District Commission whether to require
9 | mitigation of the transportation impacts of the developmentland use project or
10 | subdivision. The District Commission may require an applicant to pay the
11 | entire cost of a capital transportation project.

12 | (b) A District Commission may require an applicant for a developmentland
13 | use project or subdivision within a TID to pay the transportation fee
14 | established by the Secretary if the Commission determines that the fee will
15 | fund, in whole or in part, improvements to mitigate transportation impacts of
16 | the developmentland use project or subdivision.

17 | (c) The authority granted to the District Commissions under this subchapter
18 | is in addition to their other authority.

19 | § 6105. TRANSPORTATION IMPROVEMENT DISTRICT AND FEE;

20 | AGENCY OF TRANSPORTATION

1 (a) The Secretary may establish a TID and transportation fee in accordance
2 with this section and section 6106 of this title if one or more capital
3 transportation projects in the most recent Capital Transportation Program will
4 provide capacity that benefits one or more **future** land use projects **within a**
5 **discreet geographic area** or will provide capacity for future land use projects
6 identified by a regional planning commission or municipality within a **defined**
7 **discreet geographic area.**

8 (b) To establish a TID and transportation fee, the Secretary shall cause the
9 Agency to issue a proposed TID and transportation fee.

10 (1) In preparing the proposal, the Agency shall consult with each
11 regional planning commission ~~commission~~, **municipality and the public** in
12 which the TID will be located on the geographic extent of the TID, the land
13 use assumptions to be used, **the performance standards** and the consistency of
14 the proposal with each applicable **municipal and regional plan.**

15 (2) **The Agency shall prepare a transportation infrastructure plan that**
16 **identifies highway, transit, bike and pedestrian infrastructure needs of a**
17 **proposed TID.** The Agency's proposal shall identify the recommended **discreet**
18 **geographic extent of the TID, the proposed performance standards within the**
19 **TID, and the proposed transportation fee in accordance with §6106. The**
20 **infrastructure plan shall be prepared following sound planning and engineering**
21 **standards and will demonstrate that the Agency's proposal satisfies rational**

Comment [j4]: Requires consultation with municipalities as well as RPCs, and includes performance standards in the list of issues for consultation

Comment [j5]: Added requirement to develop TID extent and fee based on a transportation infrastructure plan. This will allow for peer review of geographic extent of district, fee calculation.

1 | ~~nexus and proportionality principles-~~ The performance standard for a TID
2 | shall be suitable for the area in which the TID is located.

3 | (3) On issuance of the proposal, the Agency shall provide notice of a
4 | public hearing on the proposal before the Secretary. The notice shall include
5 | the date and location of the hearing, a description of the TID including the
6 | transportation infrastructure project or projects, the TID's geographic extent,
7 | and the proposed transportation fee. The Agency shall provide the notice to
8 | each property owner within the TID, the municipal legislative body and
9 | municipal and regional planning commissions for the area in which the TID is
10 | located, and shall publish the notice on its web page and in a newspaper of
11 | general circulation in the geographic area of the TID. The date of the public
12 | hearing shall be not less than 30 days after issuance and publication of the
13 | notice.

14 | (4) The Secretary shall hold a public hearing and take testimony on the
15 | Agency's proposal. The Secretary shall provide an opportunity for members
16 | of the public and affected property owners to testify.

17 | (5) After completing the public hearing, the Secretary may approve,
18 | approve with revisions, or deny the Agency's proposal. The Secretary's
19 | approval shall establish the proposed TID and transportation fee, with any
20 | revisions required by the Secretary.

1 (c) The Secretary shall consider the following to establish ~~The~~ the
2 boundaries of ~~the~~ TID: ~~shall include~~:
3 (1) the existing and planned pattern of development as set forth in the
4 municipal, regional ; or related transportation plans.;
5 (2) the future land use projects to be served by the capital
6 transportation projects that the TID will fund; and
7 (3) each land use project having transportation impacts that are
8 mitigated by a capital transportation project to serve the TID.

Comment [j6]: Strengthens requirement for consistency with RPC and municipal plans

9 (d) The Agency may assess a transportation fee to each land use project
10 within a TID for which a State highway access permit is required under
11 19 V.S.A. § 1111. This subsection shall not apply to a ~~development land use~~
12 project or subdivision requiring a permit under section 6081 of this title.

13 (e) The TID and transportation fee shall expire after the Secretary
14 determines that the associated capital transportation project or projects no
15 longer meet the approved performance standards.

16 § 6106. TRANSPORTATION FEE; FORMULA

17 (a) When assessing a transportation fee to a land use project, the Secretary
18 shall apply a formula that reflects the performance standards for the TID, and
19 the District Commission shall apply a formula that reflects those performance
20 standards or the mitigation that the Commission determines is required to

1 address the transportation impacts of the ~~development~~land use project or
2 subdivision. In either case, the formula shall account for each of the following:

3 (1) ~~the vehicle trips generated by the land use project estimated pursuant~~
4 ~~to a reasonably accepted methodology the estimated vehicle trips generated by~~
5 ~~the land use project~~;

6 (2) the capital costs of highway infrastructure, pedestrian and bicycle
7 facilities, public transportation, and other transportation infrastructure that
8 mitigate the transportation impacts of the land use project;

9 ~~(3) the planning and administration costs related to administration of~~
10 ~~the transportation fee and, if established, the TID; and~~

11 ~~(4) conditions not attributable to the transportation impacts of the land~~
12 ~~use project including forecasted growth in background traffic and existing~~
13 ~~infrastructure and capacity deficiencies. the capacity necessary to meet the~~
14 ~~performance standards under existing conditions, including background traffic~~
15 ~~not related to the land use project~~

16 ~~(4) the proportional share of the capital costs of transportation~~
17 ~~infrastructure attributable to the transportation impacts of the land use project~~
18 ~~and determined pursuant to a reasonably accepted methodology; and~~

19 ~~(5) other funding sources available to finance the capital transportation~~
20 ~~project.~~

Comment [j7]: clarifies that developer is not responsible to fix existing issues, or the cost to provide capacity for background growth, traffic from development outside the TID and traffic from development inside a TID that does not pay the fee (not subject to Act 250 or require a state access permit)

Comment [j8]: added to strengthen proportional and rational nexus principles

Comment [j9]: added to allow the calculation of fee to take into consideration other available funding sources

1 (b) When determining a transportation fee under this section for a land use
2 project, the Secretary or the District Commission may adjust the result of the
3 formula to account for one or more of the following:

Comment [j10]: added to clarify that this section guides adjustments for specific land use projects to the overall TID fee determined in Section 6106 (a).

4 (1) a traffic allocation, if any, set for the land use project by a prior
5 permit;

6 (2) the net change in vehicle trip generation of a proposed land use
7 project considering existing traffic and pass-by-trips

8 (23) municipal traffic impact fees paid by the applicant to the extent that
9 those fees fund improvements on which the transportation fee is based;

10 (4) the fair market value of dedications of land, interests in land or
11 transportation infrastructure improvements provided by the developer to
12 mitigate offsite traffic impacts;

Comment [j11]: Gives developers credit for related offsite improvement they make

13 (35) TDM programs offered by the applicant that reduce vehicle trips;

14 (46) the siting of a proposed land use project in a downtown, village
15 center, new town center, growth center, Vermont neighborhood, or
16 neighborhood development area designated under 24 V.S.A. chapter 76A; and

17 ~~(5) any other factor that the Agency or District Commission finds~~
18 appropriate.

19 (c) A transportation fee for one or more capital transportation projects in a
20 TID shall not exceed the portion of the cost of each capital transportation
21 project that is required to mitigate the transportation impacts of the land use

1 project and shall not include costs attributable to the operation, administration,
2 or maintenance of the capital transportation project.

3 (d) An applicant may choose to fund the entire cost of a capital
4 transportation project.

5 (e) In assessing a transportation fee to an applicant under this subchapter,
6 the Agency or District Commission shall require the applicant to pay the
7 transportation fee prior to commencement of construction of the applicant's
8 land use project and shall not require the applicant to delay commencement of
9 construction of that project until construction of each capital transportation
10 project for which the fee was assessed, unless the Agency or District
11 Commission determines that the capital transportation project must first be
12 built to address a transportation safety issue caused or exacerbated by the land
13 use project.

14 § 6107. TRANSPORTATION IMPROVEMENT DISTRICT FUND

15 (a) ~~There is created a special fund within the transportation fund known as the~~
16 ~~Transportation Improvement District Fund. The Transportation Improvement~~
17 ~~District Fund is created as a special fund in the State treasury.~~ The Agency
18 shall deposit into the Fund each transportation fee it receives under this
19 subchapter. The Agency shall administer the Fund.

20 (b) Balances in the Fund shall be expended only for the purposes
21 authorized in this subchapter and shall not be used for the general obligations

Comment [j12]: VTrans recommended in 2/12 testimony to HTC

1 of government. All balances in the Fund at the end of any fiscal year shall be
2 carried forward and remain ~~part of~~within the Fund. Interest earned by the
3 Fund shall be deposited in the Fund.

4 (c) The Agency shall provide an annual accounting to the Treasurer of each
5 transportation fee showing the source, amount collected, and each project that
6 was funded or that will be funded with the fee. Within 15 years from the date
7 of fee payment, the Agency shall spend the fee on the capital transportation
8 project or projects in the appropriate TID or on the appropriate capital
9 transportation project for which the fee was paid. If the Agency does not
10 spend all or portion of the fee collected on the appropriate capital
11 transportation project or projects, the applicant or its successors may apply to
12 the Agency for a refund of the proportionate share of that fee within one year
13 of the date on which the applicant's right to claim the refund accrued.

14 § 6108. PAYMENT OF FEES

15 (a) An applicant shall pay a transportation fee assessed under this
16 subchapter shall be paid to the Agency, except that a District Commission may
17 direct an applicant to pay a transportation fee to a municipality ~~another fund~~ if
18 the impacts of the applicant's ~~development~~land use project or subdivision
19 impacts are limited to municipal highways and rights-of-way or other
20 municipal transportation facilities. The Agency may require payment of a
21 transportation fee prior to issuance of a State highway access permit under 19

1 V.S.A. § 1111. A District Commission may require payment of a
2 transportation fee prior to issuance of a land use permit under this chapter.

3 ~~(b) A District Commission or the Agency respectively may authorize the~~
4 ~~payment of a transportation fee on installment at the rate of interest established~~
5 ~~pursuant to 9 V.S.A. § 41a or such other rate as the Treasurer may approve.~~

6 ~~(c) A District Commission or the Agency respectively may require a letter~~
7 ~~of credit or other security to guarantee future payment of a transportation fee or~~
8 ~~otherwise guarantee the construction of a capital transportation project.~~

9 ~~§ 6109. UNUSED PORTION REFUNDED~~

10 ~~The Agency shall proportionally refund the unexpended portion of~~
11 ~~transportation fees collected for a capital transportation project within one year~~
12 ~~of the completion of the project's construction if the actual expense incurred~~
13 ~~by the State on the capital transportation project is less than the fees collected~~
14 ~~for the project.~~

15 § 6110. APPEALS

16 (a) A person aggrieved by a decision of the Secretary regarding the
17 establishment of a TID or the transportation fee for the TID may appeal to the
18 Civil Division of the Superior Court under Rule 74 of the Vermont Rules of
19 Civil Procedure.

20 (b) A permit issued by the Agency under 19 V.S.A. § 1111 may be
21 appealed in accordance with 19 V.S.A. § 5.

Comment [j13]: VTrans recommended deletion during testimony on 2/12 to HTC . Too cumbersome to track loan payments.

Comment [j14]: VTrans recommended deletion during testimony on 2/12 to HTC It is very unlikely there will be unused funds for transportation projects that are constructed to justify the admin burden of tracking this over many years.

1 (c) Appeal of an act or decision of a District Commission under this
2 subchapter shall be pursuant to section 6089 of this title.

3 § 6111. RULEMAKING

4 The Board and the Agency may adopt rules to implement the provisions of
5 this subchapter.

6 Sec. 3. 19 V.S.A. § 1111(a) is amended to read:

7 (a) Permits. Permits must be obtained by anyone or any corporation
8 wishing to use as described in this section any part of the highway right-of-way
9 on either the ~~state~~ State or town system. Notwithstanding any other statutory
10 requirement, a permit shall be required for any use of any highway
11 right-of-way, consistent with the provisions of this section. In issuing a permit
12 under this section for a use of a State highway right-of-way, the Secretary may
13 require a transportation fee in accordance with 10 V.S.A. chapter 151,
14 subchapter 5. ~~The~~ Except for this transportation fee authority of the Secretary,
15 the authority given to the ~~board~~ Board, the ~~secretary~~ Secretary, and the
16 attorney general Attorney General under this section shall also apply to the
17 legislative bodies of towns, or their designees.

18 ~~Sec. 4. STUDY; TRANSPORTATION IMPROVEMENT DISTRICTS;~~

19 ~~—REPORT~~

20 ~~(a) Creation. The Working Group on Transportation Improvement Districts~~
21 ~~(the Working Group) is created to study and report to the General Assembly on~~

Comment [j15]: VTrans recommended deletion during testimony on 2/12 to HTC. Not necessary with language that requires consultation with RPCs and municipalities on TID and fee in § 6105 (b)(1)

1 ~~the role of regional planning commissions (RPC) in the establishment of~~
2 ~~transportation improvement districts (TID) and on other issues related to TIDs~~
3 ~~as set forth in this section.~~

4 ~~(b) Membership. The Working Group shall be composed of the following~~
5 ~~15 members:~~

6 ~~(1) the Secretary of Transportation or designee, who shall chair the~~
7 ~~committee;~~

8 ~~(2) the Secretary of Commerce and Community Development or~~
9 ~~designee;~~

10 ~~(3) the Commissioner of the Department of Housing and Community~~
11 ~~Development or designee;~~

12 ~~(4) the Chair of the Natural Resources Board or designee;~~

13 ~~(5) two members of the Vermont Planning and Development~~
14 ~~Association appointed by the Association;~~

15 ~~(6) a member designated by the Vermont League of Cities and Towns;~~

16 ~~(7) two current members of the House of Representatives appointed by~~
17 ~~the Speaker of the House;~~

18 ~~(8) two current members of the Senate appointed by the Committee on~~
19 ~~Committees;~~

20 ~~(9) two persons engaged in the business of land development appointed~~
21 ~~by the Governor;~~

1 ~~(10) one member appointed by the Governor to represent environmental~~
2 ~~and smart growth organizations; and~~

3 ~~(11) one member designated by the Vermont Chamber of Commerce.~~

4 ~~(c) Powers and duties. The Working Group shall study the role of RPCs in~~
5 ~~establishing TIDs and associated transportation performance standards and~~
6 ~~transportation fees and other issues related to TIDs, including each of the~~
7 ~~following:~~

8 ~~(1) the statutes applicable to RPCs and the administrative~~
9 ~~responsibilities and technical capabilities of RPCs in relation to the planning~~
10 ~~and administrative requirements necessary to establish and manage a TID and~~
11 ~~associated transportation fees;~~

12 ~~(2) the requirements and procedures associated with municipal~~
13 ~~development review and impact fees under 24 V.S.A. chapters 117 and 153~~
14 ~~and how RPCs could assist with coordinating between these local land use~~
15 ~~permitting activities and the establishment of TIDs by the State;~~

16 ~~(3) the appropriate scale, size, and performance standards for TIDs; and~~

17 ~~(4) potential incentives to encourage development in a TID in~~
18 ~~accordance with the goals of 24 V.S.A. § 4302.~~

19 ~~(d) Assistance. The Working Group shall have the administrative,~~
20 ~~technical, and legal assistance of the Agencies of Transportation and of~~
21 ~~Commerce and Community Development and of the Natural Resources Board.~~

1 ~~(e) Report. On or before December 1, 2014, the Working Group shall~~
2 ~~submit a written report to the House Committees on Commerce and Economic~~
3 ~~Development, on Natural Resources and Energy, and on Transportation, and~~
4 ~~the Senate Committees on Economic Development, Housing, and General~~
5 ~~Affairs, on Natural Resources and Energy, and on Transportation with the~~
6 ~~Working Group's findings and any recommendations for legislative action.~~
7 ~~This report shall include recommendations for consideration by the General~~
8 ~~Assembly on the role of RPCs and municipalities in the planning and~~
9 ~~establishment of TIDs and associated transportation performance standards and~~
10 ~~transportation fees and any additional capabilities, resources, and statutory~~
11 ~~changes the Working Group concludes would be necessary to support the~~
12 ~~recommended role.~~

13 ~~(f) Meetings:~~

14 ~~(1) The Secretary of Transportation shall call the first meeting of the~~
15 ~~Working Group to occur on or before July 1, 2014.~~

16 ~~(2)(A) A majority of the members of the Working Group shall be~~
17 ~~physically present at the same location to constitute a quorum.~~

18 ~~(B) A member may vote only if physically present at the meeting~~
19 ~~location.~~

20 ~~(C) Action shall be taken only if there is both a quorum and a~~
21 ~~majority vote of the members physically present and voting.~~

1 ~~(3) The Working Group shall cease to exist on February 15, 2015.~~

2 ~~(g) Reimbursement.~~

3 ~~(1) For attendance at meetings during adjournment of the General~~
4 ~~Assembly, legislative members of the Working Group shall be entitled to per~~
5 ~~diem compensation and reimbursement of expenses pursuant to 2 V.S.A. § 406~~
6 ~~for no more than four meetings.~~

7 ~~(2) Other members of the Working Group who are not employees of the~~
8 ~~State of Vermont and who are not otherwise compensated or reimbursed for~~
9 ~~their attendance shall be entitled to per diem compensation and reimbursement~~
10 ~~of expenses pursuant to 32 V.S.A. § 1010 for no more than four meetings. The~~
11 ~~costs of compensation and reimbursement under this subdivision (2) shall be~~
12 ~~allocated equally to the Agencies of Transportation and of Commerce and~~
13 ~~Community Development and of the Natural Resources Board.~~

14 Sec. 5. EFFECTIVE DATES

15 ~~(a) This section and Sec. 4 (study; regional planning commissions;~~
16 ~~transportation improvement districts; report) shall take effect on passage.~~

17 ~~(b) The remainder of this act shall take effect on July 1, 2014.~~

Comment [j16]: VTrans F&A would like more time to establish fee collection and management protocols