

Virginia Department of Transportation

2001 Fiscal Impact Statement

1. Bill Number HB2418

House of Origin ☒ Introduced ☐ Substitute ☐ Engrossed
Second House ☐ In Committee ☐ Substitute ☐ Enrolled

2. Patron Rollison

3. Committee Transportation

4. Title Submission of claims to Department of Transportation.

5. Summary/Purpose:

Submission of claims to the Department of Transportation and Commonwealth Transportation Board. Changes the claims procedure against the Department of Transportation and Commonwealth Transportation Board to provide that if the Department or Commissioner fails to render a decision within a certain time period, then the contractor can inform the Department or Commissioner that a decision is due. If a decision is not rendered within thirty days from the receipt of this notice, then the resolution of the claim is deemed to be in favor of the contractor. The bill also removes certain obsolete language.

6. Fiscal Impacts are unavailable

6a. Expenditure Impact:

<i>Fiscal Year</i>	<i>Dollars</i>	<i>Positions</i>	<i>Fund</i>
2000-01	\$0.00	0	
2001-02	\$0.00	0	
2002-03	\$0.00	0	

b. Revenue Impact:

<i>Fiscal Year</i>	<i>Dollars</i>	<i>Positions</i>	<i>Fund</i>
2000-01	\$0.00	0	
2001-02	\$0.00	0	
2002-03	\$0.00	0	

7. Budget amendment necessary: NO

8. Fiscal implications: The availability of information to resolve all claim issues is not always timely. This bill would create a situation where as it would never be to the claimant's advantage to mutually extend timeframes; therefore, the Commissioner could have no priority greater than resolving claims. Although this is a very high priority, there are many foreseeable events and actions that should take precedent. In this event, even non-entitlement claims could end up being paid from needed transportation dollars due to a purely procedural failure.

9. Specific agency or political subdivisions affected: VDOT, transportation

10. Technical amendment necessary: NO

11. Other comments: In the proposed process, should the Department or Commissioner fail to meet any procedural deadline, any previous decisions as to non-entitlement or payment of a lesser amount are automatically reversed in the claimants favor with no further action of a civil nature on his part.

Date: 01/12/2001

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cc: Secretary of Transportation

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