

Department of Planning and Budget 2006 Fiscal Impact Statement

1. Bill Number SB666

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

2. Patron Saslaw, R.

3. Committee Passed Both Houses

4. Title Public-Private Transportation Act (PPTA); Allocation of Concession Payments

5. Summary/Purpose:

This bill provides the following for private entities under PPTA:

- That all rights and responsibilities of the private entity shall be the same as the Commonwealth under Section 56-557.
- Private entities shall comply with the provisions of Subsections B and C of Section 15.2-2202 related to providing requested information to impacted localities relative to plans that may affect the local master plans and notification to impacted localities at the planning stage of construction work valued over \$100,000.
- Defines the terms "concession" and "concession payments" within existing PPTA related legislation and designates the concession payments received as result of PPTA proposals and projects.
- Limits Commonwealth Transportation Board allocations to projects that are reasonably related to and benefit the user of the qualifying facility that was the subject of the concession.
- Clarifies that title and indirect ownership of the property conveyed by a public entity to a private entity as part of a concession is retained by the public entity with full ownership conveyed back at the completion of the concession period.
- Provides that any tax exempt status of the public property interests involved in a concession retains this status during the concession period.

6. Fiscal Impact Estimates are: Not Available (See Item 8)

7. Budget amendment necessary: No

8. Fiscal implications:

The proposed language within the bill will have fiscal implications to the Commonwealth of Virginia due to concession payments being received for the lease of the qualifying transportation facility. According to the Virginia Department of Transportation (VDOT), fiscal impacts cannot be determined at this time since each concession agreement will be negotiated on a per agreement basis and focused on the present and future value of the facility.

9. Specific agency or political subdivisions affected:

Virginia Department of Transportation

Any public entity that uses the PPTA and concession agreements

10. Technical amendment necessary: No

11. Other comments: None

Date: 03/29/06 / jmh

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