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HOUSE JOINT RESOLUTION NO. 153

Offered January 9, 2008

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Establishing a joint subcommittee to study competitive bidding on projects under the Public-Private Transportation Act of 1995 and similar projects. Report.

Patrons—Watts, Albo, Amundson, Bowling, Brink, Bulova, Ebbin, Englin, Marsden, Miller, P.J., Plum, Rust, Scott, J.M., Sickles and Valentine; Senators: Petersen, Puller, Saslaw and Whipple

Referred to Committee on Rules

WHEREAS, the Public-Private Transportation Act of 1995 (PPTA) is becoming an increasingly valuable and frequently used tool in attempting to address major transportation needs of the Commonwealth; and

WHEREAS, regardless of whether transportation improvements are made using the PPTA or other means, it is vital that the Commonwealth ensure it is getting the best possible product at the best possible price; and

WHEREAS, it is highly desirable that best practices be used in contracting for major transportation improvement projects; now, therefore, be it

RESOLVED by the House of Delegates, the Senate concurring, That a joint subcommittee be established to study competitive bidding on projects under the Public-Private Transportation Act of 1995 and similar projects. The joint subcommittee shall have 10 members appointed as follows: six members of the House of Delegates to be appointed by the Speaker of the House of Delegates in accordance with the principles of proportional representation contained in the Rules of the House of Delegates and four members of the Senate to be appointed by the Senate Committee on Rules. The joint subcommittee shall elect a chairman and vice chairman from among its membership.

In conducting its study, the joint subcommittee shall seek out and analyze bidder participation and consider public financing alternatives and public review thereof. The study shall make relevant comparisons of how competitive bidding is carried out in other states and other countries and make recommendations on whether Virginia's PPTA procedures should be changed to encourage more competition and consideration of alternatives by responsible public entities through public processes.

Administrative staff support shall be provided by the Office of the Clerk of the House of Delegates. Legal, research, policy analysis, and other services as requested by the joint subcommittee shall be provided by the Division of Legislative Services. All agencies of the Commonwealth shall provide assistance to the joint subcommittee for this study, upon request.

The joint subcommittee shall be limited to four meetings for the 2008 interim, and the direct costs of this study shall not exceed \$ 10,000.

No recommendation of the joint subcommittee shall be adopted if a majority of the House members or a majority of the Senate members appointed to the joint subcommittee (i) vote against the recommendation and (ii) vote for the recommendation to fail notwithstanding the majority vote of the joint subcommittee.

The joint subcommittee shall complete its meetings by November 30, 2008, and the chairman shall submit to the Division of Legislative Automated Systems an executive summary of its findings and recommendations no later than the first day of the 2009 Regular Session of the General Assembly. The executive summary shall state whether the joint subcommittee intends to submit to the General Assembly and the Governor a report of its findings and recommendations for publication as a House or Senate document. The executive summary and the report shall be submitted as provided in the procedures of the Division of Legislative Automated Systems for the processing of legislative documents and reports and shall be posted on the General Assembly's website.

Implementation of this resolution is subject to subsequent approval and certification by the Joint Rules Committee. The Committee may approve or disapprove expenditures for this study, extend or delay the period for the conduct of the study, or authorize additional meetings during the 2008 interim.

INTRODUCED

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