

Department of Planning and Budget 2008 Fiscal Impact Statement

1. Bill Number: HB627

House of Origin	<input type="checkbox"/>	Introduced	<input type="checkbox"/>	Substitute	<input type="checkbox"/>	Engrossed
Second House	<input type="checkbox"/>	In Committee	<input type="checkbox"/>	Substitute	<input checked="" type="checkbox"/>	Enrolled

2. Patron: May

3. Committee: Passed both houses

4. Title: **Public-Private Transportation Act of 1995.**

5. Summary: The proposed legislation would require that proposals presented pursuant to the Public-Private Transportation Act of 1995 (PPTA) with an estimated construction cost of over \$50 million be subject to an independent audit of any and all traffic and cost estimates associated with the proposal. The responsible public entity must require the private entity to pay the costs for the independent verification.

The independent audit is also to provide a full accounting of all public costs and potential liabilities to which taxpayers would be exposed, with all such information to be fully disclosed. The independent audit is to be conducted by an independent consultant selected by the responsible public entity. The proposed legislation contains an enactment clause that provides the provisions shall apply to solicited and unsolicited proposals received by a responsible public entity on or after July 1, 2008.

6. Fiscal Impact Estimates: Indeterminate. See Item 8.

7. Budget Amendment Necessary: None.

8. Fiscal Implications: The proposed legislation would require verification of the assumptions regarding traffic volumes and costs made in PPTA proposals with an estimated construction cost of over \$50 million. The cost of such verification is to be paid for by the private entity proposing the PPTA project. The cost of such independent verification will differ for each PPTA proposal.

The proposed legislation applies to all responsible public entities under the Public-Private Transportation Act of 1995. Responsible public entity is defined in the Code of Virginia as a public entity, including local governments and regional authorities, that has the power to develop and/or operate the qualifying transportation facility.

9. Specific Agency or Political Subdivisions Affected: Virginia Department of Transportation, Northern Virginia Transportation Authority, Hampton Roads Transportation Authority, other entities authorized to enter into PPTA agreements

10. Technical Amendment Necessary: None.

11. Other Comments: None.

Date: 2/27/2008 dpb/smc

Document: G:\GA\FIS 2008\HB627ER.doc

cc: Secretary of Transportation