

Department of Planning and Budget 2008 Fiscal Impact Statement

1. Bill Number: HB955

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

2. Patron: Nixon

3. Committee: General Laws

4. Title: **Public Private Education Facilities and Infrastructure Act of 2002; technology projects; gain sharing.**

5. Summary: The substitute bill removes the authorization of a responsible public entity (RPE) to include a gain-sharing component in any interim or comprehensive agreement for a qualifying project consisting of technology infrastructure, services or applications. It also removes the definition and references to "Gain sharing." The substitute bill also drops language allowing an RPE to request the Public-Private Advisory Commission to perform a preliminary review of an unsolicited proposal for a technology-related qualifying project anticipating substantial savings to the responsible public entity and includes a gain-sharing component providing for the private entity to share in a percentage of the savings. In addition, the substitute bill includes technology infrastructure, applications, equipment, goods and services to the definition of "qualifying project."

6. No Fiscal Impact.

7. Budget Amendment Necessary: No.

8. Fiscal Implications: None. The substitute bill clarifies and codifies current practices.

9. Specific Agency or Political Subdivisions Affected: Any state agency or Commonwealth business choosing to use the Public Private Education Facilities and Infrastructure Act of 2002.

10. Technical Amendment Necessary: No.

11. Other Comments: None.

Date: 2/1/2008 wfb

Document: G:\BOS Stuff\2008 Session\2008 Legislation\HB955H1.Doc

cc: Secretary of Technology