

Department of Planning and Budget
2010 Fiscal Impact Statement

1. Bill Number: HB1019

House of Origin Introduced ___ Substitute ___ Engrossed
Second House ___ In Committee ___ Substitute ___ Enrolled

2. Patron: Hugo

3. Committee: General Laws

4. Title: Alternative dispute resolution for Virginia Community College System

5. Summary: Provides that contractual claims submitted under § 2.2-4363 related to a construction contract entered into by or on behalf of the Virginia Community College System (VCCS) for which the System has not made a final decision in the time period specified in § 2.2-4363, the provisions of the contract to the contrary notwithstanding, shall be submitted for arbitration, mediation, or other alternative dispute resolution procedures. The bill also provides that it does not limit the contractor's right to institute immediate legal action. The bill also provides that it is limited to contractual claims submitted to the Virginia Community College System prior to February 1, 2010.

6. Fiscal Impact Estimates: Indeterminate, see item 8.

7. Budget Amendment Necessary: No.

8. Fiscal Implications: According to the VCCS, more than 60 active projects could be subject to the provisions of this legislation. The potential cost to the Commonwealth from this proposal cannot be determined at this time.

9. Specific Agency or Political Subdivisions Affected: Virginia Community College System, Office of the Attorney General

10. Technical Amendment Necessary: No.

11. Other Comments: The Attorney General's Office has ruled this bill as unconstitutional.