

Department of Planning and Budget 2010 Fiscal Impact Statement

1. Bill Number: HB121

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|-----------------|---------------|--------------|---------------|------------|---------------|-----------|
| House of Origin | <u> X </u> | Introduced | <u> </u> | Substitute | <u> </u> | Engrossed |
| Second House | <u> </u> | In Committee | <u> </u> | Substitute | <u> </u> | Enrolled |

2. Patron: Purkey

3. Committee: House Agriculture, Chesapeake and Natural Resources

4. Title: Virginia ports; requires approval of both Governor and G.A. before any change in ownership.

5. Summary: The proposed legislation would require approval of both the Governor and the General Assembly before any change in ownership of Virginia's ports is permitted.

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

7. Budget Amendment Necessary: None.

8. Fiscal Implications: The bill would prohibit the Virginia Port Authority from entering into a public-private partnership to transfer ownership rights without prior approval from the Governor and General Assembly.

The Virginia Port Authority has received three unsolicited bids to take over operations of Virginia's ports. The bids were received through the Public Private Transportation Act (PPTA) process. Under the provisions of the PPTA, the approval of the Governor and General Assembly are not required prior to an agency entering into a comprehensive agreement. The impact of this proposed legislation on the bids is uncertain, since the bids would transfer operations of the port facilities to a private entity and leave ownership of the port facilities with the Virginia Port Authority.

9. Specific Agency or Political Subdivisions Affected: Virginia Port Authority

10. Technical Amendment Necessary: None.

11. Other Comments: None.

Date: 1/25/2010 dpb/smc

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