

Department of Planning and Budget 2013 Fiscal Impact Statement

1. Bill Number: HB1690

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

2. Patron: Jones

3. Committee: Transportation

4. Title: Public-Private Transportation Act; definition of transportation facility; port facility excluded.

5. Summary: The proposed legislation would remove port facilities from the definition of "transportation facility" under the Public-Private Transportation Act of 1995 (PPTA). The bill also provides that the Virginia Port Authority is not included in the definition of "public entity" or "responsible public entity" under the PPTA. The bill contains an enactment clause stating that the provisions of the bill shall not apply to any interim or comprehensive PPTA agreement entered into prior to July 1, 2013.

The state is currently considering two proposals received through the PPTA which would privatize operations of state-owned terminals. Under the provisions of the PPTA, the involved agency and its respective secretariat are authorized to negotiate and finalize agreements with the private entity.

6. Budget Amendment Necessary: None.

7. Fiscal Impact Estimates: Preliminary. See Item 8.

8. Fiscal Implications: The proposed legislation would eliminate the ability of the Virginia Port Authority to privatize all or a portion of the operations of the state's terminals after July 1, 2013. The two proposals currently under consideration would be exempted if the Commonwealth concludes negotiations with the private partner and signs an agreement before July 1, 2013.

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

10. Technical Amendment Necessary: None.

11. Other Comments: HB1334, HB1689, HB1691, HB1896, HB2000, HB2276 and SB716 each address outsourcing at the Port of Virginia.

Date: 1/23/2013 dpb/smc

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