

Department of Planning and Budget 2009 Fiscal Impact Statement

1. **Bill Number:** HB1631

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

2. **Patron:** Landes

3. **Committee:** House Transportation

4. **Title:** **Interstate Public-Private Partnership Compact; repealing establishment thereof.**

5. **Summary:** The bill would repeal the Commonwealth's authority to enter into agreements created under the auspices of the Interstate Public-Private Partnership Compact. Pursuant to § 33.1-464, Virginia is presently permitted to enter into agreements with other states regarding a coordination of efforts to develop interstate transportation projects, including projects developed through the Public Private Transportation Act (PPTA). The compact in question is established under the federal Safe, Accountable, Flexible, Efficient Transportation Equity Act: A Legacy for Users (SAFETEA-LU).

6. **No Fiscal Impact.**

7. **Budget Amendment Necessary:** None.

8. **Fiscal Implications:** Under the current legislation, the Commonwealth can enter into agreements with other compact signatory states if the compact is adopted and agree as follows: (1) To study, develop, and promote a plan for the design, construction, financing, and operation of interstate transportation projects of strategic interest to the signatory states; (2) To coordinate efforts to establish a common legal framework in all the signatory states to authorize and facilitate design, construction, financing, and operation of such projects either as publicly operated transportation facilities or through public-private partnerships similar to those authorized and facilitated by the PPTA; (3) To advocate for federal funding to support the establishment of interstate transportation projects of interest to all signatory states; (4) To make available to such interstate transportation projects funding and resources that are or may be appropriated and allocated for that purpose; and (5) To do all things necessary or convenient to facilitate and coordinate the transportation plans and programs of the Commonwealth of Virginia, and the other signatory states, to the extent such plans and programs are not inconsistent with federal law and the laws of the Commonwealth of Virginia or other signatory states.

Virginia has not entered into any agreements pursuant to § 33.1-464 since the legislation was enacted during the 2006 Regular Session of the General Assembly. The types of agreements authorized by the statute may impact policy-level determinations made by the Commonwealth, but likely will not impact the Virginia Department of Transportation's ability to deliver transportation facilities through the PPTA.

9. Specific Agency or Political Subdivisions Affected: Any responsible public entity that may procure qualifying transportation facilities through the PPTA.

10. Technical Amendment Necessary: None.

11. Other Comments: None.

Date: 1/16/2009 dpb/smc

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cc: Secretary of Transportation