

Department of Planning and Budget 2013 Fiscal Impact Statement

1. Bill Number: HB1689

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 of 1995; legislative review

5. Summary: The proposed legislation would require comprehensive agreements signed pursuant to the Public-Private Transportation Act of 1995 (PPTA) that involve the sale or long-term lease of state port facilities to be reviewed by the General Assembly.

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 require the General Assembly to review PPTA proposals which would sell or lease port facilities for more than ten years. It is unclear if the General Assembly's review must include the legislature's approval in order for the proposal to move forward.

The PPTA proposals currently under consideration would allow a private party to operate the facilities of the Virginia Port Authority, but the state would retain ownership of the facilities. The proposals are currently under review pursuant to the provisions of the PPTA, and as currently envisioned, the process will be concluded in the spring of 2013. Given that the proposed legislation would become effective July 1, 2013, it is unclear how the provisions of this legislation may impact the finalization of a comprehensive agreement with a private partner.

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

10. Technical Amendment Necessary: None.

11. Other Comments: HB1334, HB1690, HB1691, HB1896, HB2000, HB2276 and SB716 each address outsourcing at the Port of Virginia.

Date: 1/23/2013 dpb/smc

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