

## Department of Planning and Budget 2013 Fiscal Impact Statement

**1. Bill Number:** HB1691

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

**2. Patron:** Jones

**3. Committee:** Transportation

**4. Title:** Virginia Port Authority; acquisition and lease of property; limitations.

**5. Summary:** The proposed legislation would prohibit the Commonwealth and the Virginia Port Authority (VPA) from accepting proposals through the Public-Private Transportation Act of 1995 (PPTA) regarding the ownership or operation of port facilities.

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 consider proposals from private entities through the PPTA. 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 would 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, HB1689, HB1690, HB1896, HB2000, HB2276 and SB716 each address outsourcing at the Port of Virginia.

**Date:** 1/23/2013 dpb/smc

**Document:** G:\GA\FIS 2013\HB1691.doc

