

Department of Planning and Budget

2023 Fiscal Impact Statement

1. **Bill Number:** HB1858

House of Origin ☐ Introduced ☐ Substitute ☒ Engrossed

Second House ☒ In Committee ☐ Substitute ☐ Enrolled

2. **Patron:** Webert

3. **Committee:** Rules

4. **Title:** Commissioner of Highways roadways operating under the Virginia Highway Corporation Act of 1988.

5. **Summary:** Directs the Commissioner of Highways to evaluate whether it is in the public interest for any roadway operated pursuant to the Virginia Highway Corporation Act of 1988 (HCA) to operate instead under the authority and requirements provided by the Public-Private Transportation Act of 1995 (PPTA). The bill authorizes the Commissioner, if he determines it is in the public interest for any such roadway to operate under the PPTA and if the Secretary of Transportation and the Transportation Public-Private Partnership Steering Committee concur, to negotiate and execute a new comprehensive agreement with the operator of such roadway to operate under the authority and requirements provided by the PPTA. The bill has an expiration date of January 1, 2025.

6. **Budget Amendment Necessary:** No.

7. **Fiscal Impact Estimates:** Preliminary. See item 8.

8. **Fiscal Implications:** The bill does not require that any specific roadway operated pursuant to the Virginia Highway Corporation Act of 1988 (HCA) instead be operated under the authority and requirements provided by the Public-Private Transportation Act of 1995 (PPTA). If the Commissioner of Highways determines, with the concurrence of the Secretary of Transportation and the Transportation Public-Private Partnership Steering Committee, that it is in the public interest to operate a given roadway under the provisions of the PPTA, then the Commissioner and Virginia Department of Transportation (VDOT) would negotiate a new comprehensive agreement with the operator of the roadway. Subsequently, VDOT would then provide oversight of the roadway in accordance with the PPTA.

Any costs for VDOT personnel to complete the evaluation of public interest, negotiate the key business terms of a comprehensive agreement, or provide oversight are indeterminate and would need to be absorbed within existing resources.

It is anticipated that this will not have a fiscal impact to the State Corporation Commission.

9. Specific Agency or Political Subdivisions Affected: Secretary of Transportation, Virginia
Department of Transportation, State Corporation Commission.

10. Technical Amendment Necessary: No.

11. Other Comments: This bill is similar to SB1162.