

## HOUSE FLOOR AMENDMENT

Second Reading

BY REPRESENTATIVE McCluskie

1 Amend reengrossed bill, page 5, strike lines 4 through 10 and substitute:

2       "(8) "PUBLIC-PRIVATE PARTNERSHIP" MEANS AN AGREEMENT  
3 BETWEEN ONE OR MORE STATE PUBLIC ENTITIES AND ONE OR MORE  
4 PRIVATE PARTNERS BY WHICH A STATE PUBLIC ENTITY MAY ALLOCATE  
5 RESPONSIBILITY OR RISK TO A PRIVATE PARTNER TO DEVELOP OR OPERATE  
6 A PUBLIC PROJECT AND, IN RETURN, THE PRIVATE PARTNER MAY RECEIVE  
7 THE RIGHT TO ALL OR A PORTION OF FEES GENERATED BY THE PUBLIC  
8 PROJECT, AVAILABILITY PAYMENTS MADE BY THE STATE PUBLIC ENTITY,  
9 OTHER PUBLIC MONEY, OR ANY OTHER LEGALLY AVAILABLE  
10 CONSIDERATION. A PUBLIC-PRIVATE PARTNERSHIP DOES".

11 Page 11, after line 25 insert:

12       **"24-94-106. Report.** (1) THE EXECUTIVE DIRECTOR OR THE  
13 EXECUTIVE DIRECTOR'S DESIGNEE SHALL ANNUALLY REPORT ON THE  
14 IMPLEMENTATION AND USE OF THIS ARTICLE 94 AT ITS PRESENTATION TO  
15 ITS COMMITTEE OF REFERENCE AT A HEARING HELD PURSUANT TO SECTION  
16 2-7-203 (2)(a) OF THE "STATE MEASUREMENT FOR ACCOUNTABLE,  
17 RESPONSIVE, AND TRANSPARENT (SMART) GOVERNMENT ACT".

18       (2) THE REPORT PRESENTED PURSUANT TO SUBSECTION (1) OF THIS  
19 SECTION SHALL INCLUDE:

20       (a) THE NUMBER OF PUBLIC-PRIVATE PARTNERSHIPS THAT WERE  
21 EXECUTED TO DEVELOP OR OPERATE A PUBLIC PROJECT PURSUANT TO THIS  
22 ARTICLE 94 DURING THE YEAR IN WHICH THE REPORT IS PRESENTED;

23       (b) THE PROJECT DELIVERY METHOD AND FINANCING METHOD OF  
24 EACH PUBLIC-PRIVATE PARTNERSHIP SPECIFIED IN SUBSECTION (2)(a) OF  
25 THIS SECTION; AND

26       (c) AN OVERVIEW OF THE IMPORTANT SOCIAL OR ECONOMIC  
27 VALUE OF EACH PUBLIC-PRIVATE PARTNERSHIP SPECIFIED IN SUBSECTION  
28 (2)(a) OF THIS SECTION.

29       (3) THE EXECUTIVE DIRECTOR OR THE EXECUTIVE DIRECTOR'S  
30 DESIGNEE SHALL ANNUALLY PROVIDE THE INFORMATION SPECIFIED IN  
31 SUBSECTION (1) OF THIS SECTION TO THE JOINT BUDGET COMMITTEE."

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