

# P3 Enabling Statutes



State	Enabling Legislation	Sectors or Agencies Authorized	Types of Projects Authorized	Unsolicited Proposals
AL	Ala. Code §§ 23-1-80 to 95	County Commissions and AL DOT	Toll roads, toll bridges, ferries, or causeways	
	Ala. Code §§ 23-2-140 to 163	AL Toll Road, Bridge and Tunnel Authority	Toll roads, bridges, and tunnels	
AK	Alaska Stat. §§ 19.75.011 to 990	Knik Arm Bridge and Toll Authority	Knik Arm Bridge	
AZ	Ariz. Rev. Stat. §§ 28-7701 to 7710	AZ DOT	Transportation facilities	Yes
AR	Ark. Code Ann. § 6-20-402	Public + Charter Schools	Construction + acquisition of school buildings	
CA	Cal. Sts. & High. Code §143	CA DOT (Caltrans) + regional transportation agencies	Construction + lease of transportation projects	Yes
	Cal. Gov. Code §§ 5956 to 5956.10	Local govt. agencies	Fee-producing infrastructure facilities, including rail, highway, bridge, tunnel or airport	Yes
CO	Colo. Rev. Stat. § 32-9-128.5	Regional Transportation District	Mass transit projects	
	Colo. Rev. Stat. §§ 43-1-1201 to 1209	CO DOT	Toll roads, turnpikes, and high-occupancy toll lanes	Yes
	Colo. Rev. Stat. § 43-2-219	Counties	County highways, bridges, toll facilities	
	Colo. Rev. Stat. §§ 43-3-202.5	CO DOT	Turnpike projects, including new and existing highways, tunnels, toll tunnels, bridges and toll houses	

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	Colo. Rev. Stat. §§ 43-4-401 to 414	Transportation Commission	Toll tunnels	
	Colo. Rev. Stat §§ 43-4-801 to 812	Statewide Bridge Enterprise and High-Performance Transportation Enterprise	Bridge projects + surface transportation infrastructure projects	
DE	Del. Cod. Ann. Tit. 2, §§ 2001 to 2012	DE DOT	Transportation systems, including highways, bridges, maritime ports, and rail	Yes
	Fla. Stat. Ann. § 334.30	FL DOT	Transportation facilities	Yes
	Fla. Stat. Ann. § 337.251	FL DOT	Lease FL DOT property	Yes
FL	Fla. Stat. Ann. § 338.22 to 251	Florida Turnpike Enterprise	Florida Turnpike System	
	Fla. Stat. Ann. § 343.875	Northwest Florida Transportation Corridor Authority	Local transportation facilities	Yes
	Fla. Stat. Ann. § 348.0004	Any expressway/transportation/bridge/toll authority	Transportation facilities	Yes
GA	Ga. Code Ann. §§ 32-2-78 to 80	GA DOT	Transportation facilities	
	Ill. Rev. Stat. ch. 20, § 2705/2705-450	IL DOT	High-speed rail and magnetic levitation transportation	
IL	Ill. Rev. Stat. ch. 605, § 5/10-802	Municipalities	Bridges	
	Ill. Rev. Stat. ch. 605 §§ 130/1 to 130/999	IL DOT	Illiana Expressway	

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	Ind. Code Ann. §§ 5-23-1-1 to 5-23-7-2	Govt. bodies	Public facilities	
IN	Ind. Code Ann. §§ 8-15.5-1-1 to 8-15.5-13-8	IN Finance Authority	Toll roads	
	Ind. Code Ann. §§ 8-15.7-1-1 to 8-15.7-16-8	IN DOT	Transportation projects, including tollways, roads, bridges and rail projects	
LA	La. Rev. Stat. Ann. §§ 48:2071 to 2074; and §§ 48:2084 to 48:2084.15	LA Transportation Authority	LA's transportation system	Yes
ME	Me. Rev. Stat. Ann. Titl. 23, § 4251	ME DOT	Transportation facilities	Yes
MD	Md. Code Regs. §§ 11.07.06.01 to 14	Transportation Public-Private Partnerships Program	Non-highway projects	
	Md. Code Regs. § 23.3.05.05	County or local educational agencies	Shared use arrangements of school facilities in exchange for school property enhancements and/or revenue	
MA	Mass. Gen. Laws Ann. Ch. 6C, §§1 to 74	MA DOT	Transportation facilities	Yes
MI	Mich. Comp. Laws § 124.401 to 426	Metropolitan transportation authorities	Transportation facilities	
MN	Minn. Stat. Ann. §§ 160.84 to 98	State + local road authorities	Toll facilities	Yes
MS	Miss. Code Ann. §§ 65-43-1 to 85	MS Transportation Commission	Toll roads/bridges	Yes

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MO	Mo. Rev. Stat. §§ 227.600 to 669	Highways and Transportation Commission	Pipelines, ferries, river ports, airports, railroads, light rails or any other mass transit facilities	Yes
	Mo. Rev. Stat. §§ 238.300 to 367	Highways and Transportation Commission	Transportation projects	
NV	Nev. Rev. Stat. §§ 338.161 to 168	Public bodies	Transportation facility (excluding toll roads/bridges)	Yes
NJ	NJ Stat. 18A:64-85	State or county college	College building, structure or facility	
	N.C. Gen. Stat. § 115D-20(13)	Trustees of community colleges	New college facilities	
NC	N.C. Gen. Stat. § 136-18	NC DOT	Existing rail + rail-adjointing properties	
	N.C. Gen. Stat. §§ 136-89.180 to 198	North Carolina Turnpike Authority	Turnpikes	
OH	Ohio Rev. Code Ann. § 5531.09 to 12	OH DOT	Public or private highway, road, street, parkway, public transit, aviation, or rail project, and any related rights-of-way, bridges or tunnels	
	Or. Rev. Stat. § 184.631	OR DOT (R&D program)	State highways	
OR	Or. Rev. Stat. §§ 367.800 to 826	OR DOT	Transportation projects	Yes
	Or. Rev. Stat. §§ 383.001 to 075	OR DOT	Tollway projects	Yes

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PA	PA Conso. Stat. 74 §§ 9101 to 9124	Public-Private Transportation Partnership Board	Transportation projects	
PR	P.R. Laws Ann. Tit. 9, §§ 2001 to 2021	PR Highway and Transportation Authority	Highways, bridges, avenues, expressways and supporting transit facilities	
SC	S.C. Code Ann. § 57-3-200	SC DOT	Highways, roads, streets and bridges	
TN	Tenn. Code Ann. §§ 54-3-101 to 113	TN DOT	Tollway or toll facility	
TX	Tex. Transportation Code Ann. § 223.001 to 223.210	TX DOT	Toll or highway improvement projects	
	Tex. Transportation Code Ann. §§ 366.401 to 409	Regional tollway authorities	Turnpike projects	
	Tex. Government Code Ann. § 2267 and 2268	Govt. agencies	Broad spectrum of infrastructure projects (excluding transportation and telecommunications projects)	Yes
UT	Utah Code Ann. § 63G-6-503; § 72-6-118; §§ 72-6-201 to 206	UT DOT	Tollway facilities	Yes
VA	Va. Code §§ 56-556	VA DOT	Transportation facilities	Yes
	Va. Code §§ 56-575.1	Govt. agencies	Education facilities, technology infrastructure and other public infrastructure and government facilities	Yes
WA	Wash. Rev. Code §§ 47.29.010 to 900	WA DOT	Transportation facilities	Yes

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WV	W. Va. Code §§ 17-27-1 to 18	Division of Highways	Transportation facilities
WI	Wis. Stat. Ann. § 84.01 (30)	WI DOT	Transportation facilities