

Amend CSHB 2702 as follows:

(1) Strike SECTION 1.03 of the bill (committee printing, page 5, lines 1-17) and substitute the following:

SECTION 1.03. Section 91.071, Transportation Code, is amended by amending Subsection (b) and adding Subsection (c) to read as follows:

(b) Each fiscal year, the total amount disbursed by the department from the state highway fund to implement this chapter may not exceed \$50 [~~\$12.5~~] million. This subsection does not apply to:

(1) the acquisition of abandoned rail facilities described in Section 91.007;

(2) funding derived from the issuance of bonds, private investment, and donations;

(3) federal funds:

(A) from the Federal Railroad Administration; [~~7~~]

(B) from the Federal Transit Administration;

(C) apportioned under 23 U.S.C. Section 104(b)(2) for the congestion mitigation and air quality improvement program; [~~7~~] or

(D) authorized and designated [appropriated] by the United States Congress, or authorized and appropriated by the United States Congress for a specific project;

(4) state matching funds for a federal rail project;

(5) [~~4~~] grants awarded by the governor from the Texas Enterprise Fund; and

(6) [~~5~~] grading and bed preparation.

(c) In this section, "private investment" includes concession fees paid to the department and payments to the department under lease agreements and comprehensive development agreements.

(2) Strike SECTION 2.23 of the bill (committee printing, page 19, lines 15-27) and substitute the following:

SECTION 2.23. Section 227.062, Transportation Code, is amended by amending Subsection (c) and adding Subsection (h) to read as follows:

(c) Each fiscal year, the total amount disbursed by the

department out of state and federal funds shall not exceed \$50 [~~\$25~~] million for the construction or purchase of non-highway facilities on the Trans-Texas Corridor. This subsection does not apply to:

(1) funds derived from the issuance of bonds, private investment, and donations; [~~7~~]

(2) federal funds from the Federal Transit Administration[~~7~~] or the Federal Railroad Administration;

(3) funds apportioned under 23 U.S.C. 104(b)(2) for the congestion mitigation and air quality improvement program;

(4) funds authorized and designated by the United States Congress, or authorized and appropriated by the United States Congress for a specific project;

(5) state matching funds for a federal rail project;
[~~This subsection also does not apply to.~~]

(6) [~~(1)~~] activities that are subject to the limitation in Subsection (a); and

(7) [~~(2)~~] activities described in Subsection (b)(1).

(h) In this section, "private investment" includes concession fees paid to the department and payments to the department under lease agreements and comprehensive development agreements.