

Amend Floor Amendment No. 1 to **CSSB 792** as follows:

(1) In SECTION 3.01 of the amendment, strike proposed Subsection (h), Section 223.210, Transportation Code (page 6, line 13 through page 7, line 1), and substitute:

(h) Notwithstanding the TxDOT/NTTA Regional Protocol entered into between the Texas Department of Transportation and the North Texas Tollway Authority (the authority) and approved on August 10, 2006, by the authority and on August 24, 2006, by the department, Subsection (b) does not apply to a comprehensive development agreement entered into in connection with State Highway 121 if before the commission or the department enters into a contract for the financing, construction, or operation of the project with a private participant, an authority under Chapter 366 was granted the ability to finance, construct, or operate, as applicable, the portion of the toll project located within the boundaries of the authority, and the authority was granted a period of 60 days from March 26, 2007, to submit a commitment to the metropolitan planning organization which is determined to be equal to or greater than any other commitment submitted prior to March 26, 2007. If the financial value of the commitment is determined to be equal to or greater value than any other commitment submitted prior to March 26, 2007, the commission shall allow the authority to develop the project.

(2) In SECTION 7.01 of the amendment, in proposed Subsection (a)(2)(B), Section 228.0111, Transportation Code (page 16, line 18), between "project" and the comma, insert "using agreed-upon assumptions".

(3) In SECTION 7.01 of the amendment, in proposed Subsection (a)(2)(B), Section 228.0111, Transportation Code (page 16, line 19), between "to" and "construct" insert "finance,".

(4) In SECTION 7.01 of the amendment, in proposed Subsection (g), Section 228.0111, Transportation Code (page 18, line 15), strike "In an area where a toll project is operated by" and substitute "For a project proposed to be located within the boundaries of".

(5) Add the following appropriately numbered SECTION to ARTICLE 7 of the amendment and renumber subsequent SECTIONS

accordingly:

SECTION 7.\_\_\_\_. Section 228.0111, Transportation Code, as added by this article, applies to a project associated with State Highway 161 in Dallas County.

(6) In SECTION 9.05 of the amendment, strike proposed Section 366.038, Transportation Code (page 44, line 31 through page 45, line 5), and substitute:

Sec. 366.038. TOLL COLLECTION. An authority shall provide, for reasonable compensation, customer service and other toll collection and enforcement services for a toll project in the boundaries of the authority, regardless of whether the toll project is developed, financed, constructed, and operated under an agreement, including a comprehensive development agreement, with the authority or another entity.