Amend the **CSSB 1267** in SECTION 1 of the bill, added Section 223.210, Transportation Code (committee printing, page 1, between lines 48 and 49), by inserting the following:

(C-2) 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 tollway authority and on August 24, 2006, by the department Subsection (b) does not apply to a comprehensive development agreement;

(1) 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; and

(a) 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, then the commission shall allow the authority to develop the project; or

(2) entered into in connection with State Highway 161 if before the commission or the department enters into a contract with a private participant for the financing, construction, or operation, 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 90 days to submit a commitment to the metropolitan planning organization.

(a) If the authority makes a commitment to proceed then TxDOT shall allow the authority to proceed and the authority must enter into contracts to finance, construct, or operate the project within 180 days.