

Amend CSHB 300 (House committee printing) in ARTICLE 1 of the bill by adding the following SECTION to that ARTICLE and renumbering subsequent SECTIONS accordingly:

SECTION _____. Subchapter I, Chapter 201, Transportation Code, is amended by adding Section 201.711 to read as follows:

Sec. 201.711. EXPENDITURES FOR CEMENT. (a) This section applies only to the procurement of cement for use in a department district under Section 201.105 that:

(1) contains a county that:

(A) has a population greater than one million;

and

(B) is located in an area that, on January 1, 2009, was classified as a moderate nonattainment area for the eight-hour ozone standard by the United States Environmental Protection Agency under 42 U.S.C. Section 7511; or

(2) is adjacent to a district described by Subdivision (1).

(b) In procuring cement, either directly or through a subcontract, the department shall select a vendor that demonstrates that the cement was produced from a portland cement kiln that:

(1) utilizes a dry raw material feed precalciner pyroprocessing technology; and

(2) meets or exceeds regulatory requirements for emissions of nitrogen oxide.

SECTION _____. Section 201.711, Transportation Code, as added by this Act, applies only to a request for bids, proposals, or other offers by or on behalf of the Texas Department of Transportation that relates to a contract that involves the purchase of cement that is published on or after September 1, 2009.