

Amend **HB 300** on third reading as follows:

(1) In Subchapter E, Chapter 223, Transportation Code, as redesignated, renumbered, and amended as Subchapter E, Chapter 371, Transportation Code, on second reading by Floor Amendment No. 134 by Phillips, following Section 223.209, Transportation Code, as redesignated, renumbered, and amended as Section 371.309, Transportation Code, add the following:

Sec. 371.310. APPLICABILITY. Notwithstanding any provision of this subchapter to the contrary, a restriction on the department in connection with a comprehensive development agreement, applies equally to a toll project entity.

(2) Amend Section 201.211, Transportation Code, as added by **CSHB 300**, on page 8, as follows:

(a) On line 12, strike "or a department employee", and substitute, ", the governing body of a toll project entity, as defined by Chapter 371, or an employee of the department or a toll project entity".

(b) On line 13, between "department's" and "control", insert "or the toll project entity's".

(3) Amend Section 223.213, Transportation Code, as added by Floor Amendment No. 70 by Farrar, by redesignating that section as 371.312, Transportation Code, and amending that section to read as follows:

Sec. 371.312. PROHIBITION AGAINST NONCOMPETITION PROVISIONS. Notwithstanding Section 371.103(b), a toll project entity may not enter into a comprehensive development agreement for a toll project, including a managed lane, that contains a provision that limits or prohibits the construction, reconstruction, expansion, rehabilitation, operation, or maintenance of a nontolled highway by the toll project entity or a provision that requires the toll project entity to reimburse a private entity for the loss of toll revenue attributable to the construction of a nontolled highway.

(4) Amend Section 223.214, Transportation Code, as added by Floor Amendment No. 63 by Rodriguez, by redesignating that section as 371.311, Transportation Code.

(5) (a) Amend Section 223.0043, Transportation Code, as added

by Floor Amendment No. 61 by Moody, by redesignating that section as 371.313, Transportation Code, and amending added Subsections (d), (e), and (f) to read as follows:

(d) A business entity that has not made a political contribution or a lobbying expenditure that must be disclosed under Subsection (c) shall, within the time prescribed by that subsection, deliver to the chief administrative officer of the applicable toll project entity or the that officer's designee a written statement that the business entity has not made a political contribution or lobbying expenditure that must be disclosed.

(e) On receipt of information under Subsection (c) or (d), the toll project entity shall promptly publish the information on the entity's Internet website.

(f) A toll project entity may not consider a bid submitted by a business entity that does not comply with this section.

(b) Add a new SECTION to the bill, appropriately numbered, to read as follows and renumbering sections accordingly:

SECTION _____. Section 371.313, Transportation Code, as added by this Act, applies only to a bid submitted for a contract as to which the initial notice is published on or after September 1, 2009.