

Amend CSHB 1 as follows:

(1) In the Article XI appropriations to the Texas Department of Transportation (page XI-5), add the following appropriately numbered rider:

_____. Contingency for Acquisition of Federal Funds for Rail Relocation and Improvements or Other Rail Projects. (a) It is the intent of the Legislature that the Department of Transportation make it a top priority to seek and obtain federal funding for rail relocation and improvements or other rail projects to be deposited in the Texas rail relocation and improvement fund in an amount equal to \$125,000,000 in fiscal year 2012 and \$125,000,000 in fiscal year 2013 from any funding source, including:

(1) revenue from federal fuel taxes sent to this state from the Federal Highway Administration for the purposes of implementing multimodal transportation projects;

(2) the Federal Railroad Administration; and

(3) the Federal Transit Administration.

(b) Notwithstanding any other provision of this Act, in addition to the funds appropriated in this bill, the Department of Transportation shall transfer the following amounts out of State Highway Fund No. 006 to the Texas rail relocation and improvement fund for use for the purposes described by Section 49-o, Article III, Texas Constitution:

(1) for the fiscal year ending August 31, 2012, \$25,000,000; and

(2) for the fiscal year ending August 31, 2013, \$25,000,000.

(c) The appropriation and transfer of money under Subsection (b) of this rider does not include money in State Highway Fund No. 006 that is limited to other purposes by a constitutional dedication.

(d) Any unexpended balance as of August 31, 2012, of amounts appropriated and transferred by this rider for fiscal year 2012 are to be used for the purposes of this rider for fiscal year 2013.

(2) Adjust the Article totals accordingly.