

Amend **HB 2646** (house committee report) by adding the following appropriately numbered SECTIONS to the bill and renumbering subsequent SECTIONS of the bill accordingly:

SECTION \_\_\_\_\_. Section 202.021(b), Transportation Code, is amended to read as follows:

(b) Except as provided by Subsection (c) and Section 202.113(b), real property shall be transferred or sold with the following priorities:

(1) to a governmental entity with the authority to condemn the property; or

(2) to the general public.

SECTION \_\_\_\_\_. Section 202.113, Transportation Code, is amended to read as follows:

Sec. 202.113. DISPOSAL OF SURPLUS PROPERTY. (a) Except as provided by Subsection (b), the ~~[The]~~ commission shall dispose of property acquired by advance acquisition that is not needed for a transportation facility in the manner provided by Subchapter B.

(b) Notwithstanding any other law, the commission first shall offer property described by Subsection (a) for sale to the person from whom the commission acquired the property at a price that is equal to the lesser of:

(1) the price the commission paid the person to acquire the property; or

(2) the fair market value of the property at the time it is offered for sale under this subsection, taking into account any damage to the property.