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1 FLOOR AMENDMENT NO. _____ 17 MAY 15 AM 9:08 BY: Phelan

2 Amend C.S.S.B. 312 (house committee report) by adding the
3 following appropriately numbered SECTION to the bill and
4 renumbering subsequent SECTIONS and cross-references of the bill
5 accordingly:

6 SECTION ____ Chapter 371, Transportation Code, is amended
7 by adding Section 371.004 to read as follows:

8 Sec. 371.004. COMPREHENSIVE DEVELOPMENT AGREEMENTS PURSUANT
9 TO FEDERAL PROGRAM. (a) Notwithstanding Sections 223.201(f),
10 223.2011(f), and 370.305(c), a toll project entity may enter
11 into a comprehensive development agreement only for projects
12 that:

13 (1) receive funding, tax credits, or other support
14 made available by or through programs administered by the United
15 States Department of Transportation or another federal agency
16 which are specifically intended to promote infrastructure
17 development in the United States and which are contingent on
18 using public-private partnerships in order to receive such
19 funding, tax credits, or other support; and

20 (2) are approved to be developed through a
21 comprehensive development agreement in a plan voted on by the
22 applicable metropolitan planning organization.

23 (b) The department may not enter into more than three
24 comprehensive development agreements under this section in each
25 fiscal year.

26 (c) A local toll project entity under Section 373.001(1)
27 may not enter into more than two comprehensive development
28 agreements under this section in each fiscal year.

29 (d) Any state funds advanced for projects developed under
30 this section must be repaid from the toll project entity's share
31 of project revenues received pursuant to the comprehensive

1 development agreement and shall be subject to Section 228.0055.

2 (e) Not later than December 1 of each year, a toll project
3 entity shall provide a report to the commission on the status of
4 any project being developed through a comprehensive development
5 agreement under this section.