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HOUSE OF REPRESENTATIVES

FLOOR AMENDMENT NO. _____

BY: Cosper

1 Amend C.S.S.B. No. 312 (house committee report) by adding the
2 following appropriately numbered SECTION to the bill and
3 renumbering subsequent SECTIONS of the bill accordingly:

4 SECTION _____. Subchapter A, Chapter 222, Transportation
5 Code, is amended by adding Section 222.007 to read as follows:

6 Sec. 222.007. ALLOCATION OF MONEY FROM TRANSPORTATION
7 PROJECT DELAYS. (a) The department shall establish a system to
8 track liquidated damages, including road user costs, retained by
9 the department associated with delayed transportation project
10 contracts.

11 (b) The system must allow the department to correlate the
12 liquidated damages with:

13 (1) the project that was the subject of the damages;
14 and

15 (2) each department district in which the project that
16 was the subject of the damages is located.

17 (c) Each year, the department shall:

18 (1) for each department district, determine the amount
19 of money described by Subsection (a) retained in the previous year
20 that is attributable to projects located in the district; and

21 (2) in addition to other amounts, allocate to each
22 department district an amount of money equal to the amount
23 determined for the district under Subdivision (1) to be used for
24 transportation projects located in that district.

25 (d) If a transportation project that was the subject of
26 liquidated damages is located in more than one department district,
27 the department may reasonably allocate the amount of the liquidated
28 damages from that project among the districts in which the project
29 is located.