

By: Phillips, Martinez, Israel

H.B. No. 2861

Substitute the following for H.B. No. 2861:

By: Phillips

C.S.H.B. No. 2861

A BILL TO BE ENTITLED

AN ACT

relating to Texas Department of Transportation and regional mobility authority comprehensive development agreements.

BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF TEXAS:

SECTION 1. Section 223.201, Transportation Code, is amended by adding Subsection (f-1) and amending Subsections (g) and (j) to read as follows:

(f-1) This subsection expires August 31, 2021.

Notwithstanding Subsection (f), the department may enter into a comprehensive development agreement for:

(1) the Interstate Highway 35 project in Travis and Williamson Counties from Ranch-to-Market Road 1431 to State Highway 45 Southeast;

(2) the Interstate Highway 45 North project in Harris County from Beltway 8 to Interstate Highway 10;

(3) the Hempstead Managed Tollway project in Harris County from State Highway 99 to the Interstate Highway 610/Interstate Highway 10 interchange;

(4) the Interstate Highway 30 project in Tarrant County from Interstate Highway 35W to east of Fielder Road;

(5) the Interstate Highway 635 East project in Dallas County from U.S. Highway 75 to Interstate Highway 30; and

(6) the Interstate Highway 35E project in Dallas and Denton Counties from Interstate Highway 635 to U.S. Highway 380.

1 (g) The department may combine in a comprehensive
2 development agreement under this subchapter:

3 (1) a toll project and a rail facility as defined by
4 Section 91.001; or

5 (2) two or more projects described by this section
6 [~~Subsection (f)~~].

7 (j) Before the department may enter into a comprehensive
8 development agreement under this section [~~Subsection (f)~~], the
9 department must:

10 (1) for a project other than the State Highway 99
11 (Grand Parkway) project, obtain[~~, not later than August 31, 2017,~~]
12 the appropriate environmental clearance:

13 (A) for the project; or

14 (B) for the initial or base scope of the project
15 if the project agreement provides for the phased construction of
16 the project; and

17 (2) present to the commission a full financial plan
18 for the project, including costing methodology and cost proposals.

19 SECTION 2. Section 223.2011, Transportation Code, is
20 amended by adding Subsection (a-1) and amending Subsections (b) and
21 (f) to read as follows:

22 (a-1) This subsection expires August 31, 2021.
23 Notwithstanding Sections 223.201(f) and 370.305(c), the department
24 or a regional mobility authority may enter into a comprehensive
25 development agreement for:

26 (1) the Interstate Highway 35 Northeast Expansion
27 project, from Loop 410 South in Bexar County to Farm-to-Market Road

- 1 1103 in Comal County;
2 (2) the Loop 1604 project in Bexar County;
3 (3) the Outer Parkway project in Cameron County from
4 U.S. Highway 77 to Farm-to-Market Road 1847;
5 (4) the South Padre Island Second Access Causeway
6 project in Cameron County from State Highway 100 to Park Road 100;
7 (5) the Farm-to-Market 1925 project from U.S. Highway
8 281 in Hidalgo County to U.S. Highway 77 in Cameron County;
9 (6) the Hidalgo County Loop project;
10 (7) the International Bridge Trade Corridor project in
11 Hidalgo County;
12 (8) the U.S. Highway 83 La Joya Relief Route project in
13 Hidalgo County;
14 (9) the State Highway 68 project in Hidalgo County;
15 (10) the U.S. Highway 290 West project in Travis
16 County from Loop 1 to Ranch-to-Market Road 1826 (Oak Hill Parkway);
17 (11) the Loop 1 South project in Travis County from
18 Cesar Chavez Street to Slaughter Lane; and
19 (12) the Loop 49 project:
20 (A) in Smith County from Interstate Highway 20 to
21 U.S. Highway 69 (Lindale Relief Route); and
22 (B) from State Highway 110 in Smith County to
23 U.S. Highway 259 in Gregg County (Segments 6 and 7).
24 (b) Before the department or an authority may enter into a
25 comprehensive development agreement under this section, the
26 department or the authority, as applicable, must:
27 (1) obtain the appropriate environmental clearance:

1 (A) for the project; or
2 (B) for the initial or base scope of the project
3 if the project agreement provides for the phased construction of
4 the project; and
5 (2) present to the commission a full financial plan
6 for the project, including costing methodology and cost proposals
7 [~~meet the requirements under Section 223.201(j)~~].

8 (f) The authority to enter into a comprehensive development
9 agreement under Subsection (a) [~~this section~~] expires August 31,
10 2017.

11 SECTION 3. This Act takes effect immediately if it receives
12 a vote of two-thirds of all the members elected to each house, as
13 provided by Section 39, Article III, Texas Constitution. If this
14 Act does not receive the vote necessary for immediate effect, this
15 Act takes effect September 1, 2017.