

By: Phillips

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, 2019.

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

(1) the Interstate Highway 35 project in Travis County from Farm-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;

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

and

1 (7) the Interstate Highway 35 project in Bexar,
2 Guadalupe, and Comal Counties from AT&T Center Parkway to
3 Farm-to-Market Road 1103.

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

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

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

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

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

16 (A) for the project; or

17 (B) for the initial or base scope of the project
18 if the project agreement provides for the phased construction of
19 the project; and

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

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

25 (a-1) This subsection expires August 31, 2019.
26 Notwithstanding Sections 223.201(f) and 370.305(c), the department
27 or a regional mobility authority may enter into a comprehensive

1 development agreement for:

2 (1) the Loop 1604 project in Bexar County from
3 Interstate Highway 35 to State Highway 16;

4 (2) the Outer Parkway project in Cameron County from
5 U.S. Highway 77 to Farm-to-Market Road 1847;

6 (3) the South Padre Island Second Access Causeway
7 project from State Highway 100 to Park Road 100;

8 (4) the Hidalgo County Loop project;

9 (5) the International Bridge Trade Corridor project;

10 (6) the Farm-to-Market 1925 project in Cameron and
11 Hidalgo Counties;

12 (7) the U.S. Highway 83 La Joya Relief Route project in
13 Hidalgo County; and

14 (8) the State Highway 68 project in Hidalgo County.

15 (b) Before the department or an authority may enter into a
16 comprehensive development agreement under this section, the
17 department or the authority, as applicable, must:

18 (1) obtain the appropriate environmental clearance:

19 (A) for the project; or

20 (B) for the initial or base scope of the project
21 if the project agreement provides for the phased construction of
22 the project; and

23 (2) present to the commission a full financial plan
24 for the project, including costing methodology and cost proposals
25 [~~meet the requirements under Section 223.201(j)~~].

26 (f) The authority to enter into a comprehensive development
27 agreement under Subsection (a) [~~this section~~] expires August 31,

1 2017.

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