

LEGISLATIVE BUDGET BOARD
Austin, Texas

FISCAL NOTE, 88TH LEGISLATIVE REGULAR SESSION

March 28, 2023

TO: Honorable Terry Canales, Chair, House Committee on Transportation

FROM: Jerry McGinty, Director, Legislative Budget Board

IN RE: HB2795 by Canales (Relating to the amendment of an existing comprehensive development agreement for a portion of State Highway 130.), **As Introduced**

Because the amount of funds that would be provided to the Department of Transportation by the private participant under the agreement required by the bill is unknown, the fiscal implications to the State cannot be determined at this time.

The bill would amend Transportation Code, Section 223.208, relating to terms of private participation in a comprehensive development agreement (CDA), to require the Texas Department of Transportation (TxDOT) to amend the existing CDA for State Highway 130 (Segments 5 and 6) to extend the term of the agreement for up to 20 additional years if the amendment outlines the benefit to the State and requires the private participant to provide funds to TxDOT not later than December 1, 2024, in an amount agreed to by TxDOT and the private participant. The bill would prescribe the uses of these funds by TxDOT.

Based on the information provided by TxDOT, it is assumed any costs or duties associated with extending the term of the CDA could be absorbed within the agency's existing resources. TxDOT reports that the current term of the State Highway 130 (Segments 5 and 6) concession agreement ends in 2062 and the valuation of the proposed extension would take into consideration traffic and toll revenue for years 2063 to 2082. Because the amount of funds that the private participant in the agreement would provide to TxDOT for the funding of highway projects is unknown, the fiscal implications of the bill cannot be determined at this time.

Local Government Impact

No fiscal implication to units of local government is anticipated.

Source Agencies: 304 Comptroller of Public Accounts, 601 Department of Transportation

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