

85R288 JAM-D

By: Shaheen

H.B. No. 819

A BILL TO BE ENTITLED
AN ACT

relating to the authority of certain entities to enter into a comprehensive development agreement.

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

SECTION 1. Section 223.201(j), Transportation Code, is amended to read as follows:

(j) Before the department may enter into a comprehensive development agreement under Subsection (f), the department must:

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

(A) for the project; or

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

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

(3) obtain from the county commissioners court of each county containing a portion of a project that is the subject of the comprehensive development agreement an order approving the project.

SECTION 2. Section 366.401, Transportation Code, is amended by adding Subsection (e) to read as follows:

(e) An authority may not enter into a comprehensive development agreement under this subchapter until the authority obtains from the county commissioners court of each county containing a portion of a turnpike project that is the subject of the comprehensive development agreement an order approving the project.

SECTION 3. The changes in law made by this Act apply only to a comprehensive development agreement entered into on or after the effective date of this Act. A comprehensive development agreement entered into before the effective date of this Act is governed by the law in effect when the agreement was entered into, and the former law is continued in effect for that purpose.

SECTION 4. This Act takes effect September 1, 2017.