

Amend **CSHB 4** as follows:

On page 3, between lines 8 and 9, insert a new subsection (d) to read as follows:

(d) The court may not abate or dismiss a claim for failure to exhaust administrative remedies if the abatement or dismissal would:

(1) result in a risk to public health or safety, or

(2) cause irreparable harm to the members of the class.