

Amend CSHB 789 as follows:

(1) on page 29, strike line 1 and substitute:

SECTION 32. Section 54.202, Utilities Code, is amended by amending Subsection (a) and adding Subsection (c)

(2) on page 29, between lines 13 and 14, insert:

(c) Subsection (a) does not prevent a municipally owned utility from:

(1) providing a governmental function or a service to its customers that is enabled, enhanced, delivered to, or available to the public using the Internet, including:

(A) bill paying services;

(B) emergency services;

(C) constituent services;

(D) utility meter reading; and

(E) permitting; and

(2) providing access to its transmission and distribution facilities under a contract with another entity that allows the entity to offer to the entity's customers high speed data services using broadband over power line technology.