

Amend HB 965 as follows:

(1) In SECTION 1 of the bill, in the proposed heading to Section 382.0275, Health and Safety Code (committee printing page 1, line 15), strike "PROHIBITION ON".

(2) In SECTION 1 of the bill, strike proposed Subsection (b), Section 382.0275, Health and Safety Code (committee printing page 1, lines 21-23), and substitute the following:

(b) The commission shall direct the executive director to perform a study, to be completed by December 31, 2005, regarding the technical and economic feasibility of regulating residential water heaters. If the executive director's study shows that regulation of residential water heaters is technically or economically infeasible, the executive director shall recommend to the commission that the rules concerning water heaters be repealed not later than December 31, 2006, and shall propose emission reductions to offset the loss of state implementation plan credits from the rules. The commission shall provide notice of and hold a public hearing on the study.