

Amend CSHB 3732 by striking SECTION 3 of the bill and substituting the following appropriately numbered SECTION:

SECTION \_\_. Section 382.0518, Health and Safety Code, is amended by adding Subsection (c-1) to read as follows:

(c-1) In considering the issuance of a permit for a new electric generating facility, the commission shall analyze and consider:

(1) the cumulative effects of the facility's expected emissions together with the cumulative effects of the authorized emissions from all sources of pollution permitted under this section, as well as all sources of pollution from electric generating facility applications determined to be technically complete, that are located within a radius of impact specified by commission rule, or 200 km, whichever is greater; and

(2) whether the emissions from the facility will cause an area to be designated a nonattainment area; or

(3) whether the emissions from the facility will negatively affect compliance with the state implementation plan.

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