

Amend the P. King amendment to CSSB 482 by adding the following:

(1) On page 8, after line 26, insert the following and renumber subsequent sections.

SECTION 6. Subchapter E, Chapter 39, Utilities Code, is amended by adding Section 39.2025 to read as follows:

Sec. 39.2025. MARKET REVIEW BASED ON PRICE OF ELECTRICITY.

(a) The commission shall review, as described in Subsection (b), the price of the electric service plan under which residential customers who took service under a price to beat tariff on December 31, 2006, who have not subsequently chosen an alternate retail electric service plan if the price charged by a retail electric provider to such residential customers averages more than one and one-half cents per kilowatt hour higher for more than a six month period than the average of the prices actually charged on customers' bills by other retailers for comparable electric service plans in the relevant transmission and distribution utility service territory.

(b) If the commission determines that the retail electric provider's price charged to such customers is not reasonable based on its review, the commission shall reduce the retail electric provider's residential price charged to such customers, but not to less than one cent per kilowatt hour higher than the six month average of the prices charged by other retailers for comparable electric service plans in the relevant transmission and distribution utility service territory.

(d) The commission shall adopt rules to implement this Section and to ensure that the intent of this Section is carried out.

(e) This section shall not apply in the event of a natural disaster or other event of force majeure which causes interruption of the normal course of supply of fuel used in the generation of electricity within the state.

(f) This section expires on January 1, 2009.