

Amend CSSB 483 as follows:

(1) In SECTION 6 of the bill, Subsection (a), Section 39.157, Utilities Code (committee printing page 3, line 35), in the second sentence of the subsection, strike "are" and substitute "have occurred or are presently".

(2) In SECTION 6 of the bill, Subsection (a), Section 39.157, Utilities Code (committee printing page 3, line 36), in the second sentence of the subsection, between "require" and "reasonable" insert ", to the extent feasible refunds to retail customers and disgorgement of revenues received as a result of market power abuses and".

(3) In SECTION 6 of the bill, Subsection (a), Section 39.157, Utilities Code (committee printing page 3, lines 40-42), in the second sentence of the subsection, strike "by requiring refunds or disgorgement of revenues received as a result of market power abuses,".

(4) In SECTION 6 of the bill, Subsection (a), Section 39.157, Utilities Code (committee printing page 3, line 46), after the period at the end of the second sentence and before "For" insert:

In lieu of seeking a civil penalty, as authorized by Chapter 15, the commission may require that a person who has been found by the commission to have engaged in market power abuse pay equivalent funds directly to an existing emergency bill payment assistance program operated by local assistance agencies that are supported by the Texas Department of Housing and Community Affairs. If the market monitor issues a report under Section 39.1515 indicating that market power abuses or other violations of this title have occurred or are occurring, then the executive director shall promptly approve or reject the findings of the market monitor and pursue all appropriate administrative remedies. Upon finding that market power abuses have occurred and after ordering the appropriate administrative remedies, the commission shall refer the matter to the attorney general for further action, including the imposition of civil penalties, criminal prosecution under Section 15.030 or for coordinating and assisting in local criminal prosecution.