

Amend CSHB 1243 (House committee printing) as follows:

(1) On page 3, strike lines 13 and 14 and substitute:
adding Subsections (d-1), (k), (l), (m), (n), (o), (p), (q), and (r)
to read as follows:

(2) On page 4, line 3, strike "renewable resources" and
substitute "distributed renewable generation".

(3) On page 7, strike lines 16 through 18 and substitute:
generated by distributed renewable generation that provides a
monthly or longer periodic proxy for the market clearing price. The
methodology must not allow the aggregate fair market value of
surplus electricity in any billing period to be less than zero. The
commission shall review the methodology periodically.

(4) On page 8, strike lines 3-19 and substitute:

(m) A distributed renewable generation owner is qualified
to be paid for surplus electricity under Subsection (h), (j), (k),
or (l) only if:

(1) the owner's distributed renewable generation is
installed on the customer's side of the meter for a residential
retail electric customer or a retail electric customer who is a
public school or a church; and

(2) the generating capacity of the distributed
renewable generation does not exceed:

(A) 10 kilowatts for a residential retail
electric customer;

(B) 150 kilowatts for a church retail electric
customer; or

(C) 250 kilowatts for a public school retail
electric customer.

(n) A distributed renewable generation owner who does not
meet the qualifications prescribed by Subsection (m) will be paid
for the owner's surplus electricity or will have the owner's surplus
electricity exchanged for a credit to the owner's electric service
account at a value to which the owner and the provider that serves
the owner's load agree.

(5) On page 8, line 20, strike "(m)" and substitute "(o)".

(6) On page 8, line 27, strike "(n)" and substitute "(p)".

(7) On page 9, line 3, strike "bill of" and substitute "bill".

or separate statement to".

(8) On page 9, line 7, between "credited to" and "the owner", insert "or the payment made to".

(9) On page 9, line 11, strike "(o)" and substitute "(q)".

(10) On page 9, line 15, strike "(p)" and substitute "(r)".

(11) On page 12, at the end of line 4, add "residential".

(12) On page 12, line 11, between "marketers to" and "distributed", insert "residential".

(13) On page 12, line 18, between "produced by" and "distributed", insert "residential".

(14) On page 12, between "SECTION 7." and "This Act" insert:
Not later than January 1, 2010, the Public Utility Commission of Texas shall provide the methodology for determining a fair market value price for surplus electricity generated by distributed renewable generation, as required by Section 39.916(k), Utilities Code, as added by this Act.

SECTION 8. (a) Section 36.916, Utilities Code, as amended by this Act, expires September 2, 2011.

(b) The Public Utility Commission of Texas shall conduct a study to determine the effect of the pricing methodology the commission provides under Section 39.916(k), Utilities Code, as added by this Act. The commission shall report the findings of the study to the 82nd Legislature not later than January 15, 2011.

SECTION 9.