

Amend CSSB 3 (senate committee printing) as follows:

(1) In SECTION 16 of the bill, adding Section 39.159, Utilities Code (page 8), strike lines 30-48 and substitute the following:

Sec. 39.159. WHOLESale PRICING PROCEDURES. (a) The commission by rule shall establish an emergency pricing program for the wholesale electric market.

(b) The emergency pricing program shall compensate generators based on their actual costs of generation during the time of the emergency.

(c) The emergency pricing program shall take effect if the high system-wide offer cap has been in effect for 12 hours within a 24 hour period after initially reaching the high system-wide offer cap. The commission by rule shall determine when the emergency pricing program shall cease.

(d) The emergency pricing program may not allow an emergency pricing program cap to exceed any nonemergency high system-wide offer cap.

(e) The emergency pricing program may include a true-up after the operating day.

(f) The price of ancillary services may not exceed 150 percent of any high system-wide offer cap or emergency pricing program in effect at the time.

(g) Any wholesale pricing procedure that has a low system-wide offer cap may not have the low system-wide offer cap exceed the high system-wide offer cap.

(h) The commission shall review each system-wide offer cap program adopted by the commission, including the emergency pricing program, at least once every five years to determine whether to update aspects of the program.

(2) In SECTION 30 of the bill (page 12, line 54), strike "39.159(c)" and substitute "39.159(h)".

(3) In SECTION 30 of the bill (page 12, line 55), strike "2022" and substitute "2021".