



FLOOR AMENDMENT NO. _____

BY: Patterson

1 Amend C.S.S.B. No. 2627 (house committee printing) as
2 follows:

3 (1) On page 7, ^(after 24) line 25, between "(t)" and "The commission",
4 insert the following: new appropriately lettered subsection

5 (c) The commission may not provide a grant under this section to
6 an entity that has received a loan under Section 34.0104.

7 (h)

8 (2) On page 7, line 23, strike "provide" and substitute "make
9 an initial award of".

10 (3) On page 7, between lines 24 and 25, insert the following:

11 (i) The commission shall provide for the proceeds of each
12 grant awarded under this section to be disbursed to the grant
13 recipient by equal annual payments over a 10-year period that
14 begins on the first anniversary of the commercial operations date
15 of the facility for which the grant is provided. The annual
16 payments are subject to being withheld or discounted in accordance
17 with Subsection (j). The total of the annual disbursements may not
18 exceed the maximum amount as limited by Subsection (f).

19 (j) The commission by rule shall establish performance
20 standards for grant recipients based on reliability metrics,
21 appropriate for the types of facilities for which grants may be
22 provided, for performance during the 100 hours with the least
23 quantity of operating reserves for each year. The commission may
24 not disburse a grant recipient's annual payment under Subsection
25 (i) if the performance of the facility for which the grant was

1 provided is equal to or below the median performance standard
2 established under this subsection during a test period designated
3 by the commission for that year. The commission may disburse a
4 discounted amount of a grant recipient's annual payment under
5 Subsection (i) if the performance of the facility for which the
6 grant was provided is above the median performance standard
7 established under this subsection during a test period designated
8 by the commission for that year but less than an optimal
9 performance standard established by the commission. The commission
10 shall by rule adopt a system for determining the amount by which
11 the commission will discount an annual payment based on facility
12 performance under this subsection.

13 (4) On page 8, strike lines 6-10 and insert the following:

14 (c) The commission shall require each recipient of a loan
15 under this chapter to enter into a debt covenant that requires the
16 recipient to meet facility performance standards adopted by the
17 commission. The commission by rule shall adopt performance
18 standards for the purposes of this subsection based on reliability
19 metrics appropriate for the types of facilities for which loans
20 may be provided.

21 (d) Before December 1, 2026, the commission may provide:

22 (1) for grants under Section 34.0103, not more than 15
23 percent of the money available in the fund on December 1, 2023;

24 (2) for loans and grants under Sections 34.0104 and
25 34.0105, not more than 60 percent of the money available in the
26 fund on December 1, 2023; and

27 (3) for grants or loans under Subchapter B, not more

1 than 25 percent of the money available in the fund on December 1,
2 2023.

3 (5) On page 8, line 11, strike "(d) Subsection (c)" and
4 substitute "(e) Subsection (d)".