

Amend CSSB 483 as follows:

(1) On page 4, line 19, strike "Subsection (a-1)" and substitute "Subsections (a-1), (e), (f), and (g)".

(2) On page 5, between lines 12 and 13, insert the following:

"(e) All new electric generating units permitted to emit nitrogen oxides, sulfur dioxide, and mercury shall have each emission offset by equivalent reductions of each emission equal to 115 percent of the actual annual values. The reductions required by this subsection:

(1) must be made within the confines of the Non-Attainment Impact Region;

(2) shall be achieved by the end of the second full year of commercial operation of the new electric generating unit; and

(3) may be achieved from other electric generating units or from any other stationary sources with certified and operating continuous emission monitoring systems.

(f) Subsection (e) applies only to:

(1) new solid fuel electric generating units located within the Non-Attainment Impact Region for which an air permit application is:

(A) filed after January 1, 2007; or

(B) filed before January 1, 2007, and voluntarily suspended before April 1, 2007; and

(2) new electric generating units located in the Non-Attainment Impact Region that:

(A) begin commercial operation after September 1, 2007;

(B) use lignite as its primary fuel source; and

(C) are owned by a power generation company that upon commercial operation, has more than 1200 megawatts of owned electric generating capacity in Texas.

(g) As used in this section:

(1) "Lignite" has the meaning assigned by Section 12.3(32), Title 16, Texas Administrative Code and ASTM standard D 388-77.

(2) "Non-Attainment Impact Region" means the counties in the area bounded by and included within:

(A) the Texas-Oklahoma border to the north;
(B) the Texas-Louisiana border to the east;
(C) the Gulf Coast to the southeast;
(D) the counties of Clay, Jack, Palo Pinto, Erath,
Hamilton, Lampasas, Burnet, Blanco, and Comal on the west; and
(E) the counties of Guadalupe, Gonzales, Lavaca,
Colorado, Wharton, and Matagorda to the south.