

AMENDMENT TO SUBTITLE D
OFFERED BY M .

In section 30411, in the matter to be added as section 224(e) of the Federal Power Act, add at the end the following:

1 “(4) LIMITATION.—The requirements of this
2 section shall not apply to an eligible electricity sup-
3 plier unless the Secretary of Energy, in consultation
4 with the applicable State commission, the applicable
5 Transmission Organization, and the North American
6 Electric Reliability Corporation, certifies that there
7 is sufficient transmission capacity to effectuate im-
8 plementation of this section without—

9 “(A) increasing transmission charges to
10 ratepayers of the eligible electricity supplier; or

11 “(B) negatively affecting the reliable oper-
12 ation of the bulk-power system and the reliable
13 delivery of electricity to end-use electricity cus-
14 tomers of the eligible electricity supplier.”.

