

Bill no.:	Committee Print
Amendment no.:	52
Date offered:	4/13/05
Disposition:	Not Agreed to by 20 years and 27 days

**AMENDMENT TO COMMITTEE PRINT**  
**OFFERED BY MS. ESHOO OF CALIFORNIA**

In title XII after section 1285, insert:

1 SEC. 1285A. REFUNDS OF CERTAIN CHARGES IN CALI-  
2 FORNIA.

3 The Federal Energy Regulatory Commission shall  
4 order refunds, with interest, for all sales of wholesale elec-  
5 tricity for 30 days or less made to the California Energy  
6 Resources Scheduling (CERS) division of the California  
7 Department of Water Resources that were not just and  
8 reasonable rates during the period from January 17, 2001  
9 through June 20, 2001 by any seller notwithstanding sec-  
10 tion 201(f) of the Federal Power Act. Such order shall  
11 be enforceable in the same manner as any order issued  
12 by the Commission under Part II of that Act. For pur-  
13 poses of carrying out this section, the Commission shall  
14 use the same procedures and methods for determining  
15 ~~market~~ rates and making other calculations as were used  
16 by the Commission in the Commission proceeding num-  
17 bered on the Commission's docket as EL00-95.