

109TH CONGRESS
1ST SESSION

S. 33

To prohibit energy market manipulation.

IN THE SENATE OF THE UNITED STATES

JANUARY 24, 2005

Ms. CANTWELL (for herself, Mr. BINGAMAN, Mrs. FEINSTEIN, Mrs. MURRAY, and Mr. FEINGOLD) introduced the following bill; which was read twice and referred to the Committee on Energy and Natural Resources

A BILL

To prohibit energy market manipulation.

1 *Be it enacted by the Senate and House of Representa-*
2 *tives of the United States of America in Congress assembled,*

3 **SECTION 1. SHORT TITLE.**

4 This Act may be cited as the “Electricity Needs Rules
5 and Oversight Now (ENRON) Act”.

6 **SEC. 2. PROHIBITION OF ENERGY MARKET MANIPULATION.**

7 (a) PROHIBITION.—Part II of the Federal Power Act
8 (16 U.S.C. 824 et seq.) is amended by adding at the end
9 the following:

1 **“SEC. 215. PROHIBITION OF MARKET MANIPULATION.**

2 “It shall be unlawful for any person, directly or indi-
3 rectly, to use or employ, in connection with the purchase
4 or sale of electric energy or the purchase or sale of trans-
5 mission services subject to the jurisdiction of the Commis-
6 sion, any manipulative or deceptive device or contrivance
7 in contravention of such regulations as the Commission
8 may promulgate as appropriate in the public interest or
9 for the protection of electric ratepayers.”.

10 (b) **RATES RESULTING FROM MARKET MANIPULA-**
11 **TION.**—Section 205(a) of the Federal Power Act (16
12 U.S.C. 824d(a)) is amended by inserting after “not just
13 and reasonable” the following: “or that result from a ma-
14 nipulative or deceptive device or contrivance”.

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