

By: Longoria

H.B. No. 2838

A BILL TO BE ENTITLED

AN ACT

1
2 relating to periods of customer curtailment during rolling
3 blackouts.

4 BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF TEXAS:

5 SECTION 1. Subchapter D, Chapter 38, Utilities Code, is
6 amended by adding Section 38.074 to read as follows:

7 Sec. 38.074. ROLLING BLACKOUTS. (a) Except as provided by
8 Subsection (b), the commission by rule shall require each electric
9 utility, municipally owned utility, and electric cooperative that
10 is subject to a rolling blackout initiated by an independent
11 organization certified under Section 39.151 to rotate customer
12 curtailment so that no customer is subject to an outage of more than
13 12 hours.

14 (b) The commission may make exceptions to a requirement
15 adopted under Subsection (a) to allow an electric utility,
16 municipally owned utility, or electric cooperative to maintain a
17 customer outage for more than 12 hours to the extent necessary to
18 supply facilities the commission determines are critical to
19 maintaining public health and safety.

20 SECTION 2. This Act takes effect September 1, 2021.