

By: Shaheen

H.J.R. No. 112

A JOINT RESOLUTION

1 proposing a constitutional amendment providing for the creation of
2 the electric generating facility fund to finance construction of
3 electric generating facilities.

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

5 SECTION 1. Article III, Texas Constitution, is amended by
6 adding Section 49-q to read as follows:

7 Sec. 49-q. (a) The electric generating facility fund is
8 created as a special fund in the state treasury outside the general
9 revenue fund.

10 (b) As provided by general law, money in the electric
11 generating facility fund may be administered and used, without
12 further appropriation, only by the Public Utility Commission of
13 Texas or that commission's successor in function to provide loans
14 to finance the construction of electric generating facilities in
15 this state.

16 (c) The entity administering the electric generating
17 facility fund may establish separate accounts in the fund as
18 necessary or convenient for the fund's administration.

19 (d) The electric generating facility fund consists of:

20 (1) money transferred or deposited to the credit of
21 the fund by or as authorized by law, including money from any source
22 transferred or deposited to the credit of the fund at the discretion
23 of the entity administering the fund;

24 (2) revenue, including the proceeds of any fee,

1 assessment, or tax imposed by this state, that general law
2 dedicates for deposit to the credit of the fund; and

3 (3) investment earnings and interest earned on money
4 in the fund.

5 SECTION 2. This proposed constitutional amendment shall be
6 submitted to the voters at an election to be held November 7, 2023.
7 The ballot shall be printed to permit voting for or against the
8 proposition: "The constitutional amendment providing for the
9 creation of the electric generating facility fund to finance
10 construction of electric generating facilities."