

By: Hunter

H.J.R. No. 180

A JOINT RESOLUTION

1 proposing a constitutional amendment providing for the creation of
2 the Texas energy reliability 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 Texas energy reliability fund is created
8 as a special fund in the state treasury outside the general revenue
9 fund.

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

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

19 (d) The Texas energy reliability 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 Texas energy reliability fund to finance
10 construction of electric generating facilities."