

1 SENATE JOINT RESOLUTION

2 proposing a constitutional amendment providing for the creation of  
3 the Texas power resiliency fund to finance backup power sources.

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 power resiliency 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 power  
11 resiliency fund may be used without further appropriation and  
12 administered only by the Texas Division of Emergency Management or  
13 that division's successor in function to procure and deploy backup  
14 power sources and to provide grants and loans to finance the  
15 operation of backup power sources.

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

19 (d) The Texas power resiliency fund consists of:

20 (1) money credited, appropriated, or transferred to  
21 the fund by the legislature;

22 (2) revenue that the legislature dedicates for deposit  
23 to the credit of the fund;

24 (3) the returns received from the investment of the

1 money in the fund; and

2 (4) gifts, grants, and donations contributed to the  
3 credit of the fund.

4 (e) The reasonable expenses of managing the fund's assets  
5 shall be paid from the fund.

6 (f) For purposes of Section 22, Article VIII, of this  
7 constitution:

8 (1) money in the Texas power resiliency fund is  
9 dedicated by this constitution; and

10 (2) an appropriation of state tax revenues for the  
11 purpose of depositing money to the credit of the Texas power  
12 resiliency fund is treated as if it were an appropriation of  
13 revenues dedicated by this constitution.

14 SECTION 2. This proposed constitutional amendment shall be  
15 submitted to the voters at an election to be held November 7, 2023.  
16 The ballot shall be printed to permit voting for or against the  
17 proposition: "The constitutional amendment providing for the  
18 creation of the Texas power resiliency fund to finance backup power  
19 sources."