

By: Johnson

S.J.R. No. 82

1 SENATE JOINT RESOLUTION

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

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

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

8 Sec. 49-q. (a) The Texas power resiliency fund is created  
9 as a special fund in the state treasury outside the general revenue  
10 fund.

11 (b) As provided by general law, money in the Texas power  
12 resiliency fund may be administered and used, without further  
13 appropriation, only:

14 (1) by the State Energy Conservation Office or that  
15 office's successor in function to provide grants and loans to  
16 finance the operation of backup power sources; and

17 (2) by the Texas Division of Emergency Management or  
18 that division's successor in function to procure and deploy mobile  
19 sources of backup power.

20 (c) The entities administering the Texas power resiliency  
21 fund may establish separate accounts in the fund as necessary or  
22 convenient for the fund's administration.

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

24 (1) money transferred or deposited to the credit of

1 the fund by or as authorized by law, including money from any source  
2 transferred or deposited to the credit of the fund at the discretion  
3 of the entities administering the fund;

4 (2) revenue, including the proceeds of any fee,  
5 assessment, or tax imposed by this state, that general law  
6 dedicates for deposit to the credit of the fund; and

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

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