

By: Hinojosa

S.B. No. 12

A BILL TO BE ENTITLED

AN ACT

1  
2 relating to adjusting the "price to beat" for electric utility  
3 services to reflect reduced natural gas fuel prices.

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

5 SECTION 1. Section 39.202, Utilities Code, is amended by  
6 adding Subsection (q) to read as follows:

7 (q) The commission by order shall adjust each affiliated  
8 retail electric provider's fuel factor established under  
9 Subsection (b) to reflect reductions in the market price of natural  
10 gas that have occurred since the last date on which the provider's  
11 fuel factor was adjusted under Subsection (l). The commission may  
12 adjust the fuel factors as provided by this section on its own  
13 motion and shall review the fuel factors for adjustment on  
14 complaint of an affected person.

15 SECTION 2. (a) The Public Utilities Commission of Texas  
16 shall issue an order adjusting each affiliated retail electric  
17 provider's fuel factor as provided by this Act as soon after the  
18 effective date of this Act as is practicable.

19 (b) This Act takes effect immediately if it receives a vote  
20 of two-thirds of all the members elected to each house, as provided  
21 by Section 39, Article III, Texas Constitution. If this Act does  
22 not receive the vote necessary for immediate effect, this Act takes  
23 effect September 1, 2006.