

By: West

H.B. No. 3096

A BILL TO BE ENTITLED

AN ACT

relating to the energy efficiency goal of electric utilities.

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

SECTION 1. Section 39.905, Utilities Code, is amended to read as follows:

Sec. 39.905. GOAL FOR ENERGY EFFICIENCY. (a) It is the goal of the legislature that:

(1) electric utilities will administer energy savings incentive programs in a market-neutral, nondiscriminatory manner but will not offer underlying competitive services;

(2) all customers, in all customer classes, have a choice of and access to energy efficiency alternatives and other choices from the market that allow each customer to reduce energy consumption and reduce energy costs; ~~and~~

(3) electric utilities will support transmission and distribution research, development, and demonstration initiatives by universities in this state and by others in order to ensure that all customers, in all customer classes, receive the benefits of emerging technologies that may result in:

(A) the modernization of the transmission and distribution grid; and

(B) increased security, safety, reliability, and efficiency; and

(4) each electric utility will use the amount approved

1 for energy efficiency programs in the utility's most recent full
2 rate proceeding before the commission as follows:

3 (A) 90 percent of the money to provide~~[, through]~~
4 market-based standard offer programs or limited, targeted,
5 market-transformation programs designed to encourage~~[, incentives~~
6 ~~sufficient for]~~ retail electric providers and competitive energy
7 service providers to acquire additional cost-effective energy
8 efficiency savings; and

9 (B) [equivalent to at least] 10 percent of the
10 money for the purpose described by Subdivision (3) ~~[the electric~~
11 ~~utility's annual growth in demand]~~.

12 (b) The commission shall provide oversight and adopt rules
13 and procedures, as necessary, to ensure that the goal of this
14 section is achieved by January 1, 2006 ~~[2004]~~.

15 SECTION 2. This Act takes effect immediately if it receives
16 a vote of two-thirds of all the members elected to each house, as
17 provided by Section 39, Article III, Texas Constitution. If this
18 Act does not receive the vote necessary for immediate effect, this
19 Act takes effect September 1, 2005.