

By: Carona

S.B. No. 712

A BILL TO BE ENTITLED

AN ACT

relating to the legislature's goal for energy efficiency in this state and related energy efficiency programs.

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 the customer's energy consumption, peak demand, or [and reduce] energy costs; and

(3) each electric utility will provide, through market-based standard offer programs or limited, targeted, market-transformation programs, incentives sufficient for retail electric providers and competitive energy service providers to acquire additional cost-effective energy efficiency equivalent to at least 10 percent of the electric utility's annual growth in demand.

(b) The commission shall provide oversight and adopt rules

1 and procedures, as necessary, to ensure that the goal of this
2 section is achieved by January 1, 2007 [~~2004~~].

3 (c) A standard offer program under Subsection (a)(3) must be
4 neutral with respect to technologies, equipment, or fuels and must
5 to the extent possible facilitate the full participation of
6 emerging technologies, including thermal, chemical, and mechanical
7 technologies and electrical energy storage technologies.

8 (d) The commission shall establish market transformation
9 programs for:

- 10 (1) energy-smart schools;
11 (2) appliance retirement and recycling;
12 (3) air conditioning system tune-ups; and
13 (4) the use of trees or other landscaping for energy
14 efficiency.

15 SECTION 2. This Act takes effect September 1, 2005.