

By: McReynolds

H.B. No. 2937

A BILL TO BE ENTITLED

AN ACT

relating to the delay of retail electric competition in certain areas of the state.

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

Amend Utilities Code Chapter 39 by adding the following:

SECTION 1. Sec. 39.4005. DELAY OF RETAIL COMPETITION. (a)
The commission shall not implement or consider the implementation
of retail electric competition in electric control areas within the
state that are not currently engaged in retail electric competition
unless instructed to do so by specific legislative actions.

(b) Electric utilities operating in the state which are
subject to traditional cost of service rate regulation and
currently have a transition to competition plan on file at the
commission shall, within 180 days of the effective date of this
Section:

(1) withdraw such plan from the commission;
(2) cease all activities related to such plan; and
(3) file with the commission for recovery of any costs
incurred as a result of the preparation, filing and pursuit of such
plan.

(c) This section shall prevail over any conflicting
provision or provisions in this subchapter.

SECTION 2. This Act takes effect immediately if it receives a vote of two-thirds of all the members elected to each house, as

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1 provided by Section 39, Article III, Texas Constitution. If this
2 Act does not receive the vote necessary for immediate effect, this
3 Act takes effect September 1, 2007.