

By: Pitts

H.B. No. 230

A BILL TO BE ENTITLED

AN ACT

1
2 relating to exempting certain schools and nonprofit athletic or
3 sports associations from certain demand charges by transmission and
4 distribution utilities.

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

6 SECTION 1. Subchapter A, Chapter 35, Utilities Code, is
7 amended by adding Section 35.009 to read as follows:

8 Sec. 35.009. BILLING DEMAND FOR CERTAIN UTILITY CUSTOMERS.
9 Notwithstanding any other provision of this code, a transmission
10 and distribution utility shall exclude public and private schools
11 and nonprofit athletic and sports associations from the application
12 of any ratchet provision contained in a tariff relating to
13 distribution service.

14 SECTION 2. The Public Utility Commission of Texas shall
15 adopt rules as necessary to implement Section 35.009, Utilities
16 Code, as added by this Act, as soon as practicable. A transmission
17 and distribution utility shall exclude from the application of
18 ratchet provisions contained in its tariffs each school or
19 association as provided by Section 35.009, Utilities Code, as added
20 by this Act, not later than January 1, 2010.

21 SECTION 3. This Act takes effect immediately if it receives
22 a vote of two-thirds of all the members elected to each house, as
23 provided by Section 39, Article III, Texas Constitution. If this
24 Act does not receive the vote necessary for immediate effect, this

H.B. No. 230

1 Act takes effect September 1, 2009.