

1-1 By: Gattis (Senate Sponsor - Ogden) H.B. No. 3309
1-2 (In the Senate - Received from the House April 27, 2009;
1-3 May 6, 2009, read first time and referred to Committee on Business
1-4 and Commerce; May 21, 2009, reported adversely, with favorable
1-5 Committee Substitute by the following vote: Yeas 9, Nays 0;
1-6 May 21, 2009, sent to printer.)

1-7 COMMITTEE SUBSTITUTE FOR H.B. No. 3309 By: Eltife

1-8 A BILL TO BE ENTITLED
1-9 AN ACT

1-10 relating to consolidation of certain proceedings on an application
1-11 for a certificate of convenience and necessity.

1-12 BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF TEXAS:

1-13 SECTION 1. Subchapter B, Chapter 37, Utilities Code,
1-14 is amended by adding Section 37.0541 to read as follows:

1-15 Sec. 37.0541. CONSOLIDATION OF CERTAIN PROCEEDINGS. The
1-16 commission shall consolidate the proceeding on an application to
1-17 obtain or amend a certificate of convenience and necessity for the
1-18 construction of a transmission line with the proceeding on another
1-19 application to obtain or amend a certificate of convenience and
1-20 necessity for the construction of a transmission line if it is
1-21 apparent from the applications or a motion to intervene in either
1-22 proceeding that the transmission lines that are the subject of the
1-23 separate proceedings share a common point of interconnection. This
1-24 section does not apply to a proceeding on an application for a
1-25 certificate of convenience and necessity for a transmission line to
1-26 serve a competitive renewable energy zone as part of a plan
1-27 developed by the commission under Section 39.904(g)(2).

1-28 SECTION 2. This Act takes effect immediately if it receives
1-29 a vote of two-thirds of all the members elected to each house, as
1-30 provided by Section 39, Article III, Texas Constitution. If this
1-31 Act does not receive the vote necessary for immediate effect, this
1-32 Act takes effect September 1, 2009.

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