

AN ACT

relating to the threshold amount at which public utilities are required to report a transaction.

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

SECTION 1. Section 14.101(a), Utilities Code, is amended to read as follows:

(a) Unless a public utility reports the transaction to the commission within a reasonable time, the public utility may not:

(1) sell, acquire, or lease a plant as an operating unit or system in this state for a total consideration of more than \$10 million [~~\$100,000~~]; or

(2) merge or consolidate with another public utility operating in this state.

SECTION 2. The change in law made by this Act applies only to an agreement for the sale, acquisition, or lease of a plant that is entered into on or after the effective date of this Act. An agreement for the sale, acquisition, or lease of a plant that is entered into before the effective date of this Act is governed by the law applicable to the agreement immediately before the effective date of this Act, and that law is continued in effect for that purpose.

SECTION 3. This Act takes effect September 1, 2011.

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President of the Senate

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Speaker of the House

I certify that H.B. No. 1753 was passed by the House on April 7, 2011, by the following vote: Yeas 144, Nays 0, 1 present, not voting.

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Chief Clerk of the House

I certify that H.B. No. 1753 was passed by the Senate on May 10, 2011, by the following vote: Yeas 31, Nays 0.

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Secretary of the Senate

APPROVED: \_\_\_\_\_

Date

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Governor