

1-1 By: Gallego, et al. (Senate Sponsor - Uresti) H.B. No. 1753  
1-2 (In the Senate - Received from the House April 11, 2011;  
1-3 April 26, 2011, read first time and referred to Committee on  
1-4 Business and Commerce; May 3, 2011, reported favorably by the  
1-5 following vote: Yeas 8, Nays 0; May 3, 2011, sent to printer.)

1-6 A BILL TO BE ENTITLED  
1-7 AN ACT

1-8 relating to the threshold amount at which public utilities are  
1-9 required to report a transaction.

1-10 BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF TEXAS:

1-11 SECTION 1. Section 14.101(a), Utilities Code, is amended to  
1-12 read as follows:

1-13 (a) Unless a public utility reports the transaction to the  
1-14 commission within a reasonable time, the public utility may not:

1-15 (1) sell, acquire, or lease a plant as an operating  
1-16 unit or system in this state for a total consideration of more than  
1-17 \$10 million [~~\$100,000~~]; or

1-18 (2) merge or consolidate with another public utility  
1-19 operating in this state.

1-20 SECTION 2. The change in law made by this Act applies only  
1-21 to an agreement for the sale, acquisition, or lease of a plant that  
1-22 is entered into on or after the effective date of this Act. An  
1-23 agreement for the sale, acquisition, or lease of a plant that is  
1-24 entered into before the effective date of this Act is governed by  
1-25 the law applicable to the agreement immediately before the  
1-26 effective date of this Act, and that law is continued in effect for  
1-27 that purpose.

1-28 SECTION 3. This Act takes effect September 1, 2011.

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