

By: Duncan

S.B. No. 854

A BILL TO BE ENTITLED

AN ACT

1  
2 relating to notice provided to affected landowners of applications  
3 for transmission line certificates of convenience and necessity by  
4 electric utilities.

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

6 SECTION 1. Section 37.054, Utilities Code, is amended by  
7 adding Subsection (a-1) to read as follows:

8 (a-1) In addition to the notice required under Subsection  
9 (a)(1), the commission by rule shall require the applicant to  
10 provide to each owner of land that would be affected notice by  
11 certified mail of an application to obtain or amend a certificate  
12 for the construction of a transmission line.

13 SECTION 2. The change in law made by this Act applies only  
14 to an application for a certificate of convenience and necessity  
15 filed on or after the effective date of this Act. An application  
16 for a certificate filed before the effective date of this Act is  
17 governed by the law in effect on the date the application was filed,  
18 and that law is continued in effect for that purpose.

19 SECTION 3. This Act takes effect immediately if it receives  
20 a vote of two-thirds of all the members elected to each house, as  
21 provided by Section 39, Article III, Texas Constitution. If this  
22 Act does not receive the vote necessary for immediate effect, this  
23 Act takes effect September 1, 2011.