

By: Carona
(Anchia, Gallego)

S.B. No. 981

Substitute the following for S.B. No. 981:

By: Cook

C.S.S.B. No. 981

A BILL TO BE ENTITLED

1 AN ACT
2 relating to the regulation of distributed renewable generation of
3 electricity.

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

5 SECTION 1. Section 39.916(a)(2), Utilities Code, is amended
6 to read as follows:

7 (2) "Distributed renewable generation owner" means:
8 (A) the owner of distributed renewable
9 generation; or

10 (B) a retail electric customer who contracts with
11 another person to finance, install, or maintain distributed
12 renewable generation on the customer's side of the meter,
13 regardless of whether the customer takes ownership of the installed
14 distributed renewable generation.

15 SECTION 2. Section 39.916, Utilities Code, is amended by
16 adding Subsection (d-1) to read as follows:

17 (d-1) If, at the time distributed renewable generation is
18 installed on a retail electric customer's side of the meter, the
19 estimated annual amount of electric energy to be produced by the
20 distributed renewable generation is less than or equal to the
21 customer's estimated annual electric energy consumption, the
22 commission may not:

23 (1) consider the distributed renewable generation
24 owner to be an electric utility, a power generation company, or a

1 retail electric provider; or

2 (2) require the distributed renewable generation

3 owner to register with or to be certified by the commission.

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