

By: Fallon

H.B. No. 862

A BILL TO BE ENTITLED

AN ACT

relating to requiring an electric utility to notify certain landowners of its application for a certificate of convenience and necessity for a proposed transmission line facility.

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

SECTION 1. Section 37.053, Utilities Code, is amended by adding Subsections (e) and (f) to read as follows:

(e) On the date the applicant files an application for a certificate for a proposed transmission line facility, the applicant shall mail notice of the application to all landowners, as stated on the current county tax roll, whose land:

(1) would become subject to an easement or other property interest if the application is granted;

(2) contains a habitable structure that would be within 300 feet of the centerline of a transmission project of 230 kilovolts or less;

(3) contains a habitable structure that would be within 500 feet of the centerline of a transmission project of more than 230 kilovolts; or

(4) is in a residential subdivision that contains one or more lots described by Subdivision (2) or (3).

(f) In this section, "residential subdivision" means a subdivision:

(1) for which a plat is recorded in the county real

1 property records; and

2 (2) in which the majority of lots are subject to deed  
3 restrictions limiting the lots to residential use.

4 SECTION 2. The changes in law made by this Act apply only to  
5 an application for a certificate of convenience and necessity filed  
6 on or after the effective date of this Act. An application filed  
7 before that date is governed by the law in effect on the date the  
8 application was filed.

9 SECTION 3. This Act takes effect September 1, 2015.