

AN ACT

relating to extending the period over which the balance of the system benefit fund is to be eliminated.

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

SECTION 1. Section 39.903(m), Utilities Code, is amended to read as follows:

(m) This section expires September 1, 2017 [2016].

SECTION 2. Section 39.9039, Utilities Code, is amended to read as follows:

Sec. 39.9039. ELIMINATION OF SYSTEM BENEFIT FUND BALANCE.

(a) Notwithstanding Section 39.903(b), the commission shall set the nonbypassable system benefit fund fee at the amount of zero cents per megawatt hour for the period beginning September 1, 2013, and ending September 1, 2017 [2016].

(b) Notwithstanding Section 39.903(e), money in the system benefit fund may be appropriated:

(1) ~~[for the state fiscal year beginning September 1, 2013, a program established by the commission to assist low-income electric customers by providing a reduced rate for the months of September, 2013, and May through August, 2014, in the manner prescribed by Section 39.903(h) at a rate of up to 82 percent,~~

~~[(2)]~~ for the state fiscal year beginning September 1, 2014, to a program established by the commission to assist low-income electric customers by providing a reduced rate for the

1 months of September, 2014, and May through August, 2015, in the  
2 manner prescribed by Section 39.903(h), at a rate of up to 15  
3 percent;

4 (2) [(3)] for the state fiscal year beginning  
5 September 1, 2015, to a program established by the commission to  
6 assist low-income electric customers by providing a reduced rate  
7 for the months of September, 2015, ~~[and May]~~ through August, 2016,  
8 in the manner prescribed by Section 39.903(h), at the ~~[a]~~ rate the  
9 commission determines is necessary to exhaust the system benefit  
10 fund [of up to 15 percent];

11 (3) for the state fiscal year beginning September 1,  
12 2016, if any money remains in the fund, to a program established by  
13 the commission to assist low-income electric customers by providing  
14 a reduced rate for the months of September, 2016, through August,  
15 2017, in the manner prescribed by Section 39.903(h), at the rate the  
16 commission determines is necessary to exhaust the system benefit  
17 fund; and

18 (4) for customer education programs and  
19 administrative expenses incurred by the commission in implementing  
20 and administering this chapter.

21 (c) This section expires September 1, 2017 ~~[2016]~~.

22 SECTION 3. This Act takes effect immediately if it receives  
23 a vote of two-thirds of all the members elected to each house, as  
24 provided by Section 39, Article III, Texas Constitution. If this  
25 Act does not receive the vote necessary for immediate effect, this  
26 Act takes effect September 1, 2015.

H.B. No. 1101

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President of the Senate

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Speaker of the House

I certify that H.B. No. 1101 was passed by the House on May 8, 2015, by the following vote: Yeas 141, Nays 1, 1 present, not voting.

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Chief Clerk of the House

I certify that H.B. No. 1101 was passed by the Senate on May 24, 2015, by the following vote: Yeas 27, Nays 3.

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Secretary of the Senate

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

Date

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Governor