

By: Fraser

S.B. No. 775

A BILL TO BE ENTITLED

AN ACT

relating to the repeal of the goal for natural gas use.

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

SECTION 1. Section 39.9044, Utilities Code, is repealed.

SECTION 2. Section 40.004, Utilities Code, is amended to read as follows:

Sec. 40.004. JURISDICTION OF COMMISSION. Except as specifically otherwise provided in this chapter, the commission has jurisdiction over municipally owned utilities only for the following purposes:

(1) to regulate wholesale transmission rates and service, including terms of access, to the extent provided by Subchapter A, Chapter 35;

(2) to regulate certification of retail service areas to the extent provided by Chapter 37;

(3) to regulate rates on appeal under Subchapters D and E, Chapter 33, subject to Section 40.051(c);

(4) to establish a code of conduct as provided by Section 39.157(e) applicable to anticompetitive activities and to affiliate activities limited to structurally unbundled affiliates of municipally owned utilities, subject to Section 40.054;

(5) to establish terms and conditions for open access to transmission and distribution facilities for municipally owned utilities providing customer choice, as provided by Section 39.203;

1 (6) to require collection of the nonbypassable fee
2 established under Section 39.903(b) and to administer the renewable
3 energy credits program under Section 39.904(b) [~~and the natural gas~~
4 ~~energy credits program under Section 39.9044(b)~~]; and

5 (7) to require reports of municipally owned utility
6 operations only to the extent necessary to:

7 (A) enable the commission to determine the
8 aggregate load and energy requirements of the state and the
9 resources available to serve that load; or

10 (B) enable the commission to determine
11 information relating to market power as provided by Section 39.155.

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