87R10749 JXC-D

By:  Longoria H.B. No. 2838

A BILL TO BE ENTITLED

AN ACT

relating to periods of customer curtailment during rolling blackouts.

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

SECTION 1.  Subchapter D, Chapter 38, Utilities Code, is amended by adding Section 38.074 to read as follows:

Sec. 38.074.  ROLLING BLACKOUTS. (a) Except as provided by Subsection (b), the commission by rule shall require each electric utility, municipally owned utility, and electric cooperative that is subject to a rolling blackout initiated by an independent organization certified under Section 39.151 to rotate customer curtailment so that no customer is subject to an outage of more than 12 hours.

(b)  The commission may make exceptions to a requirement adopted under Subsection (a) to allow an electric utility, municipally owned utility, or electric cooperative to maintain a customer outage for more than 12 hours to the extent necessary to supply facilities the commission determines are critical to maintaining public health and safety.

SECTION 2.  This Act takes effect September 1, 2021.