

By: Paddie, Hernandez, Allison, et al.

H.B. No. 11

Substitute the following for H.B. No. 11:

By: Hernandez

C.S.H.B. No. 11

A BILL TO BE ENTITLED

AN ACT

1  
2 relating to the preparedness for extreme weather emergencies of  
3 facilities that provide electricity service.

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

5 SECTION 1. Subchapter A, Chapter 35, Utilities Code, is  
6 amended by adding Section 35.0021 to read as follows:

7 Sec. 35.0021. WEATHER EMERGENCY PREPAREDNESS. (a) In this  
8 section, "extreme weather emergency" means a period when:

9 (1) the previous day's highest temperature did not  
10 exceed 10 degrees Fahrenheit and the temperature is predicted to  
11 remain at or below that level for the next 24 hours according to the  
12 nearest National Weather Service reports; or

13 (2) the National Weather Service issues a heat  
14 advisory for any county in the relevant service territory, or when  
15 such an advisory has been issued on any one of the previous two  
16 calendar days.

17 (b) The commission by rule shall require each provider of  
18 generation in the ERCOT power region to:

19 (1) implement measures to prepare generation  
20 facilities to provide adequate electric generation service during  
21 an extreme weather emergency;

22 (2) make reasonable efforts to prevent electric  
23 generation service interruptions during an extreme weather  
24 emergency;

1           (3) reestablish service in the shortest possible time  
2 period after an electric generation service interruption that  
3 occurs due to an extreme weather emergency; and

4           (4) make reasonable efforts to manage emergencies  
5 caused by electric generation service interruptions during extreme  
6 weather emergencies, including issuing instructions to employees  
7 on procedures to be followed in the event of an extreme weather  
8 emergency.

9           (c) The rules must address electric generation service for  
10 all neighborhoods, rural areas, communities of fewer than 1,000  
11 people, and low-income areas in the ERCOT power region.

12           SECTION 2. Subchapter D, Chapter 38, Utilities Code, is  
13 amended by adding Section 38.074 to read as follows:

14           Sec. 38.074. WEATHER EMERGENCY PREPAREDNESS. (a) In this  
15 section, "extreme weather emergency" has the meaning assigned by  
16 Section 35.0021.

17           (b) The commission by rule shall require each electric  
18 cooperative, municipally owned utility, and transmission and  
19 distribution utility providing transmission or distribution  
20 service in the ERCOT power region to:

21           (1) implement measures to prepare facilities to  
22 maintain service quality and reliability during an extreme weather  
23 emergency;

24           (2) make reasonable efforts to prevent service  
25 interruptions during an extreme weather emergency;

26           (3) reestablish service in the shortest possible time  
27 period after a service interruption that occurs due to an extreme

1 weather emergency; and

2 (4) make reasonable efforts to manage emergencies  
3 caused by service interruptions during extreme weather  
4 emergencies, including issuing instructions to employees on  
5 procedures to be followed in the event of an extreme weather  
6 emergency.

7 (c) The rules must address service for all neighborhoods,  
8 rural areas, communities of fewer than 1,000 people, and low-income  
9 areas in the ERCOT power region.

10 SECTION 3. The Public Utility Commission of Texas shall  
11 adopt the rules required by Sections 35.0021 and 38.074, Utilities  
12 Code, as added by this Act, not later than November 1, 2021.

13 SECTION 4. This Act takes effect immediately if it receives  
14 a vote of two-thirds of all the members elected to each house, as  
15 provided by Section 39, Article III, Texas Constitution. If this  
16 Act does not receive the vote necessary for immediate effect, this  
17 Act takes effect September 1, 2021.