

By: Morales Shaw

H.B. No. 2991

A BILL TO BE ENTITLED

AN ACT

relating to 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 38.0721 to read as follows:

Sec. 38.0721. EXCLUSION OF CERTAIN MEDICAL FACILITIES FROM ROLLING BLACKOUT. (a) In this section:

(1) "Assisted living facility" has the meaning assigned by Section 247.002, Health and Safety Code.

(2) "Hospice services" has the meaning assigned by Section 142.001, Health and Safety Code.

(3) "Nursing facility" has the meaning assigned by Section 242.301, Health and Safety Code.

(b) The commission by rule shall require each electric utility, municipally owned utility, and electric cooperative to exclude any circuits that provide power to an assisted living facility, a facility that provides hospice services, or a nursing facility from participation in the utility's or cooperative's attempt to shed load in response to a rolling blackout initiated by an independent organization certified under Section 39.151 or another reliability council or power pool in which the utility or cooperative operates.

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

1       Sec. 38.074. ROLLING BLACKOUTS. The commission by rule  
2 shall require each electric utility, municipally owned utility, and  
3 electric cooperative that is subject to a rolling blackout  
4 initiated by an independent organization certified under Section  
5 39.151 or another reliability council or power pool in which the  
6 utility or cooperative operates to rotate customer curtailment so  
7 that no part of the distribution system is subject to an outage of  
8 more than 12 hours in a 24 hour period.

9       SECTION 3. This Act takes effect September 1, 2021.