

By: Sanford

H.B. No. 3936

A BILL TO BE ENTITLED

1 AN ACT
2 relating to the governing body and corporate officers of the
3 independent organization certified to manage the ERCOT power
4 region.

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

6 SECTION 1. Section 39.151, Utilities Code, is amended by
7 adding Subsections (g-2) and (g-3) to read as follows:

8 (g-2) To qualify to serve as a member of the governing body
9 under Subsection (g)(4), (5), (6), or (7), a person must be a
10 resident of this state.

11 (g-3) To maintain certification as an independent
12 organization under this section, an organization's chief executive
13 officer and other corporate officers must be residents of this
14 state.

15 SECTION 2. (a) Not later than September 1, 2022, an
16 independent organization certified under Section 39.151, Utilities
17 Code, by the Public Utility Commission of Texas before September 1,
18 2021, shall hold elections and select new members as needed to
19 modify the organization's governing body to comply with Section
20 39.151, Utilities Code, as amended by this Act.

21 (b) Not later than September 1, 2022, an independent
22 organization certified under Section 39.151, Utilities Code, by the
23 Public Utility Commission of Texas before September 1, 2021, shall
24 ensure that the chief executive officer and other corporate

1 officers of the organization are residents of this state.

2 (c) After September 1, 2022, the Public Utility Commission
3 of Texas may decertify an independent organization whose governing
4 body, chief executive officer, or other corporate officers do not
5 comply with Section [39.151](#), Utilities Code, as amended by this Act.

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