

Suspending limitations on conference committee
jurisdiction, S.B. No. 3 (Schwertner/Paddie)

By: Paddie

H.R. No. 2085

R E S O L U T I O N

1 BE IT RESOLVED by the House of Representatives of the State of
2 Texas, 87th Legislature, Regular Session, 2021, That House Rule 13,
3 Section 9(a), be suspended in part as provided by House Rule 13,
4 Section 9(f), to enable the conference committee appointed to
5 resolve the differences on Senate Bill 3 (preparing for,
6 preventing, and responding to weather emergencies and power
7 outages; increasing the amount of administrative and civil
8 penalties) to consider and take action on the following matter:

9 (1) House Rule 13, Section 9(a)(2), is suspended to permit
10 the committee to omit text not in disagreement by omitting proposed
11 Sections 39.110(a) and (b), Utilities Code. The omitted text
12 prohibited the offering of certain wholesale indexed electric
13 products to residential or small commercial customers. The omitted
14 text reads:

15 Sec. 39.110. WHOLESAL INDEXED PRODUCTS PROHIBITED. (a)
16 In this section, "wholesale indexed product" means a retail
17 electric product in which the price a customer pays for electricity
18 includes a direct pass-through of real-time settlement point prices
19 determined by the independent organization certified under Section
20 39.151 for the ERCOT power region.

21 (b) A retail electric provider may not offer a wholesale
22 indexed product to a residential or small commercial customer.

23 Sec. 39.110. WHOLESAL INDEXED PRODUCTS. (a) In this
24 section, "wholesale indexed product" means a retail electric

1 product in which the price a customer pays for electricity includes
2 a direct pass-through of real-time settlement point prices
3 determined by the independent organization certified under Section
4 39.151 for the ERCOT power region.

5 (b) Except as provided by Subsection (c), an aggregator, a
6 broker, or a retail electric provider may not offer a wholesale
7 indexed product to a residential or small commercial customer.

8 Explanation: The omission of the text is necessary to remove
9 the prohibition of the offering of certain wholesale indexed
10 electric products to residential or small commercial customers.

11 (2) House Rule 13, Section 9(a)(4), is suspended to permit
12 the committee to add text on a matter not included in either the
13 house or senate version of the bill by adding proposed SECTION 37 of
14 the bill:

15 SECTION 37. The Texas Electricity Supply Chain Security and
16 Mapping Committee shall produce the map required under Section
17 38.203, Utilities Code, as added by this Act, not later than
18 September 1, 2022.

19 Explanation: The addition of the text is necessary to
20 require the Texas Electricity Supply Chain Security and Mapping
21 Committee to produce the map required under added Section 38.203,
22 Utilities Code, not later than September 1, 2022.