

AN ACT

relating to facilities included in the electricity supply chain.

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

SECTION 1. Section 37.157, Utilities Code, is amended to read as follows:

Sec. 37.157. MAPS. (a) An electric utility shall file with the commission one or more maps that show each utility facility and that separately illustrate each utility facility for the generation, transmission, or distribution of the utility's services on a date the commission orders.

(b) Each electric utility, transmission and distribution utility, electric cooperative, and municipally owned utility shall provide the utility's service area boundary map, using good faith efforts, in a geographic information system format to the commission. The service area boundary map may be provided to the commission in a geodatabase feature class or shapefile.

SECTION 2. Section 38.201, Utilities Code, is amended by amending Subsections (a), (b), and (c) and adding Subsection (a-1) to read as follows:

(a) In this subchapter, "electricity supply chain" means:

(1) facilities and methods used for producing, treating, processing, pressurizing, storing, or transporting natural gas for delivery to electric generation facilities; ~~and~~

(2) critical infrastructure necessary to maintain

1 electricity service; and

2 (3) roads necessary to access facilities in the
3 electricity supply chain.

4 (a-1) A reference in this subchapter to the "electricity
5 supply chain" includes water and wastewater treatment plants.

6 (b) The Texas Electricity Supply Chain Security and Mapping
7 Committee is established to:

8 (1) map this state's electricity supply chain;

9 (2) identify critical infrastructure sources in the
10 electricity supply chain;

11 (3) establish best practices to prepare facilities
12 [~~that provide electric service and natural gas service~~] in the
13 electricity supply chain to maintain service in an extreme weather
14 event and recommend oversight and compliance standards for those
15 facilities; and

16 (4) designate priority service needs to prepare for,
17 respond to, and recover from an extreme weather event.

18 (c) The committee is composed of:

19 (1) the executive director of the commission;

20 (2) the executive director of the Railroad Commission
21 of Texas;

22 (3) the president and the chief executive officer of
23 the independent organization certified under Section 39.151 for the
24 ERCOT power region; [~~and~~]

25 (4) the chief of the Texas Division of Emergency
26 Management; and

27 (5) the executive director of the Texas Department of

1 Transportation.

2 SECTION 3. Section 38.202(c), Utilities Code, is amended to
3 read as follows:

4 (c) The commission, the Railroad Commission of Texas, ~~[and]~~
5 the Texas Division of Emergency Management, and the Texas
6 Department of Transportation shall provide staff as necessary to
7 assist the committee in carrying out the committee's duties and
8 responsibilities.

9 SECTION 4. Section 38.203, Utilities Code, is amended by
10 amending Subsection (a) and adding Subsections (f), (g), (h), and
11 (i) to read as follows:

12 (a) The committee shall:

13 (1) map the state's electricity supply chain in order
14 to designate priority electricity service needs during extreme
15 weather events;

16 (2) identify and designate the sources in the
17 electricity supply chain necessary to operate critical
18 infrastructure, as defined by Section 421.001, Government Code;

19 (3) develop a communication system between critical
20 infrastructure sources, the commission, and the independent
21 organization certified under Section 39.151 for the ERCOT power
22 region to ensure that electricity and natural gas supplies in the
23 electricity supply chain are prioritized to those sources during an
24 extreme weather event; and

25 (4) establish best practices to prepare facilities
26 ~~[that provide electric service and natural gas service]~~ in the
27 electricity supply chain to maintain service in an extreme weather

1 event and recommend oversight and compliance standards for those
2 facilities.

3 (f) On request, the committee shall provide view-only
4 access to the electricity supply chain map to:

5 (1) an electric utility, a transmission and
6 distribution utility, an electric cooperative, or a municipally
7 owned utility;

8 (2) an operator of a gas supply chain facility, as
9 defined by Section 86.044, Natural Resources Code; or

10 (3) an operator of a gas pipeline facility described
11 by Section 121.2015.

12 (g) Access to the electricity supply chain map by an entity
13 described by Subsection (f)(1) is limited to the critical natural
14 gas facilities on the map that are located in the requesting
15 entity's service area.

16 (h) The committee may not provide an entity described by
17 Subsection (f)(1) with access to the electricity supply chain map
18 unless the entity has complied with Section 37.157.

19 (i) Access to the electricity supply chain map by an
20 operator described by Subsections (f)(2) and (3) is limited to the
21 critical natural gas facilities operated by the requesting
22 operator.

23 SECTION 5. The Public Utility Commission of Texas shall
24 require each entity to which Section 37.157(b), Utilities Code, as
25 added by this Act, applies to comply with that section not later
26 than September 30, 2023.

27 SECTION 6. This Act takes effect immediately if it receives

1 a vote of two-thirds of all the members elected to each house, as
2 provided by Section 39, Article III, Texas Constitution. If this
3 Act does not receive the vote necessary for immediate effect, this
4 Act takes effect September 1, 2023.

President of the Senate

Speaker of the House

I hereby certify that S.B. No. 1093 passed the Senate on April 20, 2023, by the following vote: Yeas 31, Nays 0.

Secretary of the Senate

I hereby certify that S.B. No. 1093 passed the House on May 6, 2023, by the following vote: Yeas 133, Nays 1, two present not voting.

Chief Clerk of the House

Approved:

Date

Governor