

1-1 By: Schwertner S.B. No. 1093  
 1-2 (In the Senate - Filed February 22, 2023; March 9, 2023,  
 1-3 read first time and referred to Committee on Business & Commerce;  
 1-4 April 6, 2023, reported adversely, with favorable Committee  
 1-5 Substitute by the following vote: Yeas 11, Nays 0; April 6, 2023,  
 1-6 sent to printer.)

1-7 COMMITTEE VOTE

	Yea	Nay	Absent	PNV
1-8				
1-9	X			
1-10	X			
1-11	X			
1-12	X			
1-13	X			
1-14	X			
1-15	X			
1-16	X			
1-17	X			
1-18	X			
1-19	X			

1-20 COMMITTEE SUBSTITUTE FOR S.B. No. 1093 By: Nichols

1-21 A BILL TO BE ENTITLED  
 1-22 AN ACT

1-23 relating to facilities included in the electricity supply chain.  
 1-24 BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF TEXAS:  
 1-25 SECTION 1. Section 37.157, Utilities Code, is amended to  
 1-26 read as follows:  
 1-27 Sec. 37.157. MAPS. (a) An electric utility shall file with  
 1-28 the commission one or more maps that show each utility facility and  
 1-29 that separately illustrate each utility facility for the  
 1-30 generation, transmission, or distribution of the utility's  
 1-31 services on a date the commission orders.  
 1-32 (b) Each electric utility, transmission and distribution  
 1-33 utility, electric cooperative, and municipally owned utility shall  
 1-34 provide the utility's service area boundary map, using good faith  
 1-35 efforts, in a geographic information system format to the  
 1-36 commission. The service area boundary map may be provided to the  
 1-37 commission in a geodatabase feature class or shapefile.  
 1-38 SECTION 2. Section 38.201, Utilities Code, is amended by  
 1-39 amending Subsections (a), (b), and (c) and adding Subsection (a-1)  
 1-40 to read as follows:  
 1-41 (a) In this subchapter, "electricity supply chain" means:  
 1-42 (1) facilities and methods used for producing,  
 1-43 treating, processing, pressurizing, storing, or transporting  
 1-44 natural gas for delivery to electric generation facilities; ~~and~~  
 1-45 (2) critical infrastructure necessary to maintain  
 1-46 electricity service; and  
 1-47 (3) roads necessary to access facilities in the  
 1-48 electricity supply chain.  
 1-49 (a-1) A reference in this subchapter to the "electricity  
 1-50 supply chain" includes water and wastewater treatment plants.  
 1-51 (b) The Texas Electricity Supply Chain Security and Mapping  
 1-52 Committee is established to:  
 1-53 (1) map this state's electricity supply chain;  
 1-54 (2) identify critical infrastructure sources in the  
 1-55 electricity supply chain;  
 1-56 (3) establish best practices to prepare facilities  
 1-57 ~~[that provide electric service and natural gas service]~~ in the  
 1-58 electricity supply chain to maintain service in an extreme weather  
 1-59 event and recommend oversight and compliance standards for those  
 1-60 facilities; and

2-1 (4) designate priority service needs to prepare for,  
2-2 respond to, and recover from an extreme weather event.  
2-3 (c) The committee is composed of:  
2-4 (1) the executive director of the commission;  
2-5 (2) the executive director of the Railroad Commission  
2-6 of Texas;  
2-7 (3) the president and the chief executive officer of  
2-8 the independent organization certified under Section 39.151 for the  
2-9 ERCOT power region; ~~and~~  
2-10 (4) the chief of the Texas Division of Emergency  
2-11 Management; and  
2-12 (5) the executive director of the Texas Department of  
2-13 Transportation.

2-14 SECTION 3. Section 38.202(c), Utilities Code, is amended to  
2-15 read as follows:

2-16 (c) The commission, the Railroad Commission of Texas, ~~and~~  
2-17 the Texas Division of Emergency Management, and the Texas  
2-18 Department of Transportation shall provide staff as necessary to  
2-19 assist the committee in carrying out the committee's duties and  
2-20 responsibilities.

2-21 SECTION 4. Section 38.203, Utilities Code, is amended by  
2-22 amending Subsection (a) and adding Subsections (f), (g), (h), and  
2-23 (i) to read as follows:

2-24 (a) The committee shall:

2-25 (1) map the state's electricity supply chain in order  
2-26 to designate priority electricity service needs during extreme  
2-27 weather events;

2-28 (2) identify and designate the sources in the  
2-29 electricity supply chain necessary to operate critical  
2-30 infrastructure, as defined by Section 421.001, Government Code;

2-31 (3) develop a communication system between critical  
2-32 infrastructure sources, the commission, and the independent  
2-33 organization certified under Section 39.151 for the ERCOT power  
2-34 region to ensure that electricity and natural gas supplies in the  
2-35 electricity supply chain are prioritized to those sources during an  
2-36 extreme weather event; and

2-37 (4) establish best practices to prepare facilities  
2-38 ~~[that provide electric service and natural gas service]~~ in the  
2-39 electricity supply chain to maintain service in an extreme weather  
2-40 event and recommend oversight and compliance standards for those  
2-41 facilities.

2-42 (f) On request, the committee shall provide view-only  
2-43 access to the electricity supply chain map to:

2-44 (1) an electric utility, a transmission and  
2-45 distribution utility, an electric cooperative, or a municipally  
2-46 owned utility;

2-47 (2) an operator of a gas supply chain facility, as  
2-48 defined by Section 86.044, Natural Resources Code; or

2-49 (3) an operator of a gas pipeline facility described  
2-50 by Section 121.2015.

2-51 (g) Access to the electricity supply chain map by an entity  
2-52 described by Subsection (f)(1) is limited to the critical natural  
2-53 gas facilities on the map that are located in the requesting  
2-54 entity's service area.

2-55 (h) The committee may not provide an entity described by  
2-56 Subsection (f)(1) with access to the electricity supply chain map  
2-57 unless the entity has complied with Section 37.157.

2-58 (i) Access to the electricity supply chain map by an  
2-59 operator described by Subsections (f)(2) and (3) is limited to the  
2-60 critical natural gas facilities operated by the requesting  
2-61 operator.

2-62 SECTION 5. The Public Utility Commission of Texas shall  
2-63 require each entity to which Section 37.157(b), Utilities Code, as  
2-64 added by this Act, applies to comply with that section not later  
2-65 than September 30, 2023.

2-66 SECTION 6. This Act takes effect immediately if it receives  
2-67 a vote of two-thirds of all the members elected to each house, as  
2-68 provided by Section 39, Article III, Texas Constitution. If this  
2-69 Act does not receive the vote necessary for immediate effect, this

3-1 Act takes effect September 1, 2023.

3-2 \* \* \* \* \*