

SENATE AMENDMENTS
2nd Printing

By: King, et al.

H.B. No. 5323

A BILL TO BE ENTITLED

AN ACT

relating to the creation of the Texas Energy Waste Advisory Committee.

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

SECTION 1. Subtitle A, Title 2, Utilities Code, is amended by adding Chapter 18 to read as follows:

CHAPTER 18. TEXAS ENERGY WASTE ADVISORY COMMITTEE

Sec. 18.001. DEFINITION. In this chapter, "committee" means the Texas Energy Waste Advisory Committee.

Sec. 18.002. ESTABLISHMENT OF COMMITTEE. The Texas Energy Waste Advisory Committee is created to make recommendations for coordinating and improving state agency and interagency programs that reduce energy waste, increase energy efficiency, and enhance demand response programs in order to increase reliability of electric service in the ERCOT power region in accordance with Section 39.159.

Sec. 18.003. COMMITTEE MEMBERSHIP. (a) The committee is composed of seven ex officio members as follows:

(1) the presiding officer of the commission;

(2) the chief executive officer of the independent organization certified under Section 39.151 for the ERCOT power region;

(3) the comptroller;

(4) the executive director of the Texas Department of

1 Licensing and Regulation;

2 (5) the director of the Texas Department of Housing
3 and Community Affairs;

4 (6) the presiding officer of the Texas Commission on
5 Environmental Quality; and

6 (7) the commissioner of the General Land Office.

7 (b) An ex officio member may designate an employee of the
8 member's agency or office to serve in the member's place.

9 (c) The presiding officer of the commission or an employee
10 of the commission designated by the presiding officer shall serve
11 as the chair of the committee.

12 (d) The committee shall meet quarterly at the call of the
13 chair.

14 Sec. 18.004. PROGRAM EVALUATION AND RECOMMENDATIONS. To
15 improve the reliability of electric service in the ERCOT power
16 region, the committee shall solicit information from and make
17 recommendations to the following state agencies and organizations
18 regarding state programs that have the potential to reduce demand
19 for electricity in the ERCOT wholesale market during high risk
20 hours identified by the commission:

21 (1) the commission;

22 (2) the independent organization certified under
23 Section 39.151 for the ERCOT power region;

24 (3) the comptroller;

25 (4) the State Energy Conservation Office;

26 (5) the Texas Department of Licensing and Regulation;

27 (6) the Texas Department of Housing and Community

1 Affairs;

2 (7) the Texas Commission on Environmental Quality; and

3 (8) the General Land Office.

4 Sec. 18.005. ADMINISTRATIVE SUPPORT. The commission shall
5 provide the committee with administrative support, including
6 meeting space and staff necessary to assist the committee in
7 carrying out the committee's duties under this chapter.

8 Sec. 18.006. CONFIDENTIALITY OF CERTAIN INFORMATION. (a)
9 Except as provided by Subsection (b), the committee is not subject
10 to Chapter 551 or 552, Government Code.

11 (b) Information written, produced, collected, assembled, or
12 maintained under law or in connection with the transaction of
13 official business by the committee or an officer or employee of the
14 committee is subject to Section 552.008, Government Code, in the
15 same manner as public information.

16 Sec. 18.007. REPORT. Not later than September 1 of each
17 even-numbered year, the committee shall provide to the legislature
18 a report on the committee's activities and recommendations.

19 SECTION 2. This Act takes effect September 1, 2025.

ADOPTED

MAY 22 2025

Latey Spaw
Secretary of the Senate

FLOOR AMENDMENT NO. 1

BY:

Kelly Harmon

1 Amend H.B. 5323 (senate committee printing) in SECTION 1 of
2 the bill as follows:

3 (1) In added Section 18.003, Utilities Code (page 1, line
4 37), strike "seven" and substitute "eight".

5 (2) Add the following appropriately numbered subdivision to
6 added Section 18.003, Utilities Code, and renumber subsequent
7 subdivisions accordingly:

8 () the executive director of the Texas Facilities
9 Commission;

10 (3) Add the following appropriately numbered subdivision to
11 added Section 18.004, Utilities Code, and renumber subsequent
12 subdivisions accordingly:

13 () the Texas Facilities Commission;

14 (4) In added Section 18.007, Utilities Code (page 2, line
15 25), strike "September" and substitute "December".

LEGISLATIVE BUDGET BOARD
Austin, Texas

FISCAL NOTE, 89TH LEGISLATIVE REGULAR SESSION

May 23, 2025

TO: Honorable Dustin Burrows, Speaker of the House, House of Representatives

FROM: Jerry McGinty, Director, Legislative Budget Board

IN RE: HB5323 by King (Relating to the creation of the Texas Energy Waste Advisory Committee.), **As Passed 2nd House**

No significant fiscal implication to the State is anticipated.

It is assumed that any costs associated with the bill could be absorbed using existing resources.

Local Government Impact

No significant fiscal implication to units of local government is anticipated.

Source Agencies: 303 Facilities Commission, 304 Comptroller of Public Accounts, 305 General Land Office and Veterans' Land Board, 332 Department of Housing and Community Affairs, 452 Department of Licensing and Regulation, 473 Public Utility Commission of Texas, 582 Commission on Environmental Quality

LBB Staff: JMc, RStu, JBel, WP

LEGISLATIVE BUDGET BOARD
Austin, Texas

FISCAL NOTE, 89TH LEGISLATIVE REGULAR SESSION

May 20, 2025

TO: Honorable Charles Schwertner, Chair, Senate Committee on Business & Commerce

FROM: Jerry McGinty, Director, Legislative Budget Board

IN RE: HB5323 by King (Relating to the creation of the Texas Energy Waste Advisory Committee.), As
Engrossed

No significant fiscal implication to the State is anticipated.

It is assumed that any costs associated with the bill could be absorbed using existing resources.

Local Government Impact

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Source Agencies: 304 Comptroller of Public Accounts, 305 General Land Office and Veterans' Land Board, 332
Department of Housing and Community Affairs, 452 Department of Licensing and Regulation, 473
Public Utility Commission of Texas, 582 Commission on Environmental Quality

LBB Staff: JMc, RStu, WP, JBel

LEGISLATIVE BUDGET BOARD
Austin, Texas

FISCAL NOTE, 89TH LEGISLATIVE REGULAR SESSION

April 22, 2025

TO: Honorable Ken King, Chair, House Committee on State Affairs

FROM: Jerry McGinty, Director, Legislative Budget Board

IN RE: HB5323 by King (Relating to the creation of the Texas Energy Waste Advisory Committee.), **As Introduced**

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Local Government Impact

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Source Agencies: 304 Comptroller of Public Accounts, 305 General Land Office and Veterans' Land Board, 332 Department of Housing and Community Affairs, 452 Department of Licensing and Regulation, 473 Public Utility Commission of Texas, 582 Commission on Environmental Quality

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