

16th Annual Gas & Power Institute CLE
Houston, TX
Oct. 5-6, 2017

TEXAS LEGISLATIVE & REGULATORY UPDATE

Presented by

Jessica L. Morgan
Husch Blackwell, LLP
Austin, TX

Jennifer Littlefield
Haynes and Boone, LLP
Austin, TX

**HUSCH
BLACKWELL**

haynesboone

I. Electric Power Developments

A. 2017 Legislative Session

- Siting of Wind Farms (SB 277)
- Rate Cases for ERCOT Electric Utilities (SB 735)
- Advanced Metering in Non-ERCOT Areas (SB 1145)
- Energy Efficiency for State Agencies (SB 59)
- Benefit Programs for Low-Income Customers (SB 1976)
- General Land Office's Electricity Sales Program (SB 736)



I. Electric Power Developments (Cont'd.)

B. Regulatory Enactments

- Legislative Implementations
 - PUC new rule 16 TAC §25.246 implements a portion of HB 1535 from the 84th Legislature.
 - PUC amended 16 TAC §§ 25.101, 25.174, and 25.192 implement mandates from SB 776, SB 933, and HB 1535 of the 84th Legislature.
- The PUC amended §25.181 to require electric utilities residential and commercial energy efficiency cost recovery factor (EECRF) cost caps be increased or decreased by a rate equal to the most recently available calendar year's percentage change in the South urban consumer price index (CPI) determined by the Federal Bureau of Labor Statistics.



3

I. Electric Power Developments (Cont'd.)

B. Regulatory Enactments (Cont'd.)

- The PUC amended §25.507, relating to ERCOT's Emergency Response Service (ERS). The amendment allows ERS resources to participate in Must-Run-Alternative arrangements to replace the need for Reliability Must-Run generation resources.
- The PUC amended §25.211 to modify the Agreement for Interconnection and Parallel Operation of Distributed Generation (Interconnection Agreement).
- The PUC amended §25.474 for the limited purpose of allowing a Retail Electric Provider (REP) or aggregator to use a portable electronic device during customer enrollments via door-to-door sales.



4

Also available as part of the eCourse

[2017 Gas and Power Federal and State Regulatory and Policy Updates](#)

First appeared as part of the conference materials for the

16th Annual Gas and Power Institute session

"Texas Legislative and Regulatory Update"