State Regulatory and Legislative Update – Electric

2021 Gas and Power Institute
October 2021

Taylor Kilroy
Regulatory Counsel
Texas Public Power Association
tkilroy@tppa.com or 512-472-5965

1

1

Any opinions expressed in this presentation are solely the opinion of the presenter and should not be imputed to the Texas Public Power Association or any members of the Association.

2

Overall Legislative Statistics

- Nearly 7,000 bills were filed in 2021. About onein-seven was passed.
- Legislators also filed more than 3000 resolutions.
- About 400 bills related to energy and utility issues.

Status	House Bills	Senate Bills	Total
Filed	4671	2256	6927
Passed	587	486	1073
Vetoed	12	8	20

3

Backdrop of the 87th

- New House Speaker, Dade Phelan
- Five emergency items from Gov. Abbott: expanding broadband access, punishing local governments who defund the police, changing the bail system, election integrity, providing civil liability protections for businesses that opened during the pandemic.
- Winter Storm Uri and the failure of the electric grid refocused the Lege on PUC, ERCOT, and industry reform.

Δ

PUC and ERCOT Reform

- SB2/Hancock requires Texas residency for PUC, OPUC, ERCOT Board; removes segment representatives on ERCOT Board; requires PUC approval of ERCOT Protocol changes
- SB2154/Schwertner expands PUC to five commissioners, requires only two to be well-informed in utilities regulation
- HB2586/Thierry requires PUC to have an audit performed on ERCOT annually

5

Е

Senate Bill 3

- Statewide power outage system via TDEM
- Texas Energy Reliability Council and Electricity Supply Chain Mapping Committee established in statute
- Requires generators, transmission owners, and some gas facilities to weatherize
- Requires utilities to inform customers about load shedding programs
- Requires PUC to review ancillary services and establish an emergency price cap

6





Find the full text of this and thousands of other resources from leading experts in dozens of legal practice areas in the <u>UT Law CLE eLibrary (utcle.org/elibrary)</u>

Title search: State Regulatory and Legislative Update

Also available as part of the eCourse Federal and Texas Regulatory Updates

First appeared as part of the conference materials for the 2021 Gas and Power Institute session
"State Regulatory and Legislative Update"