

1 AN ACT

2 relating to the threshold amount at which public utilities are  
3 required to report a transaction.

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

5 SECTION 1. Section 14.101(a), Utilities Code, is amended to  
6 read as follows:

7 (a) Unless a public utility reports the transaction to the  
8 commission within a reasonable time, the public utility may not:

9 (1) sell, acquire, or lease a plant as an operating  
10 unit or system in this state for a total consideration of more than  
11 \$10 million [~~\$100,000~~]; or

12 (2) merge or consolidate with another public utility  
13 operating in this state.

14 SECTION 2. The change in law made by this Act applies only  
15 to an agreement for the sale, acquisition, or lease of a plant that  
16 is entered into on or after the effective date of this Act. An  
17 agreement for the sale, acquisition, or lease of a plant that is  
18 entered into before the effective date of this Act is governed by  
19 the law applicable to the agreement immediately before the  
20 effective date of this Act, and that law is continued in effect for  
21 that purpose.

22 SECTION 3. This Act takes effect September 1, 2011.

David Dewhurst  
President of the Senate

Joe Straus  
Speaker of the House

I certify that H.B. No. 1753 was passed by the House on April 7, 2011, by the following vote: Yeas 144, Nays 0, 1 present, not voting.

Robert Haney  
Chief Clerk of the House

I certify that H.B. No. 1753 was passed by the Senate on May 10, 2011, by the following vote: Yeas 31, Nays 0.

Arlene Gau  
Secretary of the Senate

APPROVED: 27 MAY '11  
Date

RICK PERRY  
Governor

FILED IN THE OFFICE OF THE  
SECRETARY OF STATE  
7:00 PM O'CLOCK

MAY 27 2011  
[Signature]  
Secretary of State