

CHAPTER 309

S.B. No. 142

AN ACT

relating to the duty of the Public Utility Commission of Texas regarding application for certificates of convenience and necessity for new electric transmission facilities.

Be it enacted by the Legislature of the State of Texas:

SECTION 1. Section 54, Public Utility Regulatory Act, as amended (Article 1446c, Vernon's Texas Civil Statutes), is amended by adding Subsection (f) to read as follows:

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(f) If the application for a certificate of convenience and necessity involves new transmission facilities, the commission shall approve or deny the application within one year after the date the application is filed. If the commission does not approve or deny the application before this deadline, any party may seek a writ of mandamus in a district court of Travis County to compel the commission to make a decision on the application.

SECTION 2. This Act applies only to an application for a certificate of convenience and necessity filed on or after the effective date of this Act. A certificate of convenience and necessity filed before the effective date of this Act is governed by the law in effect when it was filed, and that law is continued in effect for that purpose.

SECTION 3. The importance of this legislation and the crowded condition of the calendars in both houses create an emergency and an imperative public necessity that the constitutional rule requiring bills to be read on three several days in each house be suspended, and this rule is hereby suspended, and that this Act take effect and be in force from and after its passage, and it is so enacted.

Passed the Senate on March 2, 1987, by the following vote: Yeas 30, Nays 0. Passed the House on May 21, 1987, by the following vote: Yeas 141, Nays 0, one present not voting.

Approved June 11, 1987.

Effective June 11, 1987.