

1                                    SENATE CONCURRENT RESOLUTION

2            WHEREAS, Senate Bill No. 1492 has been adopted by the house of  
3 representatives and the senate and is being prepared for  
4 enrollment; and

5            WHEREAS, The bill contains technical errors that should be  
6 corrected; now, therefore, be it

7            RESOLVED by the 81st Legislature of the State of Texas, That  
8 the enrolling clerk of the senate be instructed to correct SECTION 3  
9 of the bill by striking Subsection (i), Section 39.452, Utilities  
10 Code, as added by House Committee Amendment No. 1, and substituting  
11 the following:

12            (j) Notwithstanding any other provision of this subtitle,  
13 in awarding a certificate of convenience and necessity or allowing  
14 cost recovery for purchased power by an electric utility subject to  
15 this section, the commission shall ensure in its determination that  
16 the provisions of Sections 37.056(c)(4)(D) and (E) are met and that  
17 the generating facility or the purchased power agreement satisfies  
18 the identified reliability needs of the utility.

S.C.R. No. 86

David Bunker  
President of the Senate

Jim Strawn  
Speaker of the House

I hereby certify that S.C.R. No. 86 was adopted by the Senate on June 1, 2009, by the following vote: Yeas 31, Nays 0.

Datsy Gou  
Secretary of the Senate

I hereby certify that S.C.R. No. 86 was adopted by the House on June 1, 2009, by the following vote: Yeas 142, Nays 0, one present not voting.

Robert Haney  
Chief Clerk of the House

Approved:

19 JUN '09

Date

RICK PERRY  
Governor

FILED IN THE OFFICE OF THE  
SECRETARY OF STATE  
2 PM O'CLOCK

JUN 19 2009

Colby Hunter III