

Control Number: 47552



Item Number: 21

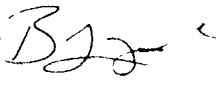
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Public Utility Commission of Texas

Memorandum

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To: Interested Parties

From: Brian Lloyd, Executive Director 

Date: September 6, 2017

Re: **Project 47552**, Issues Related to the Disaster Resulting From Hurricane Harvey, Governors' Disaster Proclamation

On September 1 and September 5, 2017, I issued memorandums governing rules for which the PUCT would utilize enforcement discretion in light of the ongoing recovery efforts after Hurricane Harvey. Consistent with these efforts, if a CTU desires to provide promotional rates or rates below cost to victims of Hurricane Harvey, the PUCT will utilize enforcement discretion regarding the following rules related to notice of those rates if the CTU first notifies Mick Long, Division Director of Oversight and Enforcement at mick.long@puc.texas.gov.

16 TAC § 26.171(c)(1) and (d), requires CTUs to provide a statement of intent or customer notice to provide a promotional service, new service on an optional basis or to make a minor change in its rates or tariffs.

16 TAC §§ 26.207(d)(1) and 26.208(c), requires DCTUs to file tariffs or provide customer notice for rate changes.

16 TAC § 26.210(c), (e) and (g) requires DCTUs to provide notification to the public of services offered at promotional rates.

16 TAC § 26.224(d), requires Chapter 58 CTUs to provide notice to customers pursuant to 26.207 and 26.208 regarding the tariff changes relating to basic network services. It also prevents Chapter 58 CTUs from pricing services below cost.

The PUCT will also utilize enforcement discretion in instances where a CTU's strict adherence with the following rule is not feasible.

16 TAC § 26.25(d)(1), requires CTUs to send customers their bills via the United States mail, or other mail service, unless the customer agrees with the CTU to receive a bill through different means, such as electronically via the Internet.

This enforcement discretion will apply through September 29, 2017, and may be extended based on conditions in the state at that time.