



## Filing Receipt

**Received - 2021-10-19 09:08:54 AM**

**Control Number - 52299**

**ItemNumber - 198**

**From:** [Tammy Benter](#)  
**To:** [Kevin Vanhoozier](#)  
**Cc:** [PUC DUO](#)  
**Subject:** RE: Emergency Preparedness Plan - Critical Load Designation November 1st Deadline  
**Date:** Monday, October 18, 2021 12:53:46 PM  
**Attachments:** [image001.png](#)

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Kevin,

Our goal is to ensure all required affected utilities file their critical facilities information by the deadline of November 1, 2021. If you are unable to meet that deadline, I recommend that you file something in the Docket 52299 saying that you are aware of the filing requirement and that you plan to file by MM/DD/2021. Include a statement that you are seeking an extension for the filing requirement and give your reason for needing the deadline.

I hope this information is helpful to you.

Thanks,  
Tammy Benter

**From:** Kevin Vanhoozier <KevinVanhoozier@haytereng.com>  
**Sent:** Monday, October 18, 2021 11:38 AM  
**To:** Tammy Benter <Tammy.Benter@puc.texas.gov>  
**Subject:** RE: Emergency Preparedness Plan - Critical Load Designation November 1st Deadline

**WARNING: EXTERNAL SENDER. Always be cautious when clicking links or opening attachments. NEVER provide your user ID or password.**

Tammy,

What happens if an affected utility does not complete it by the November 1, 2021 deadline? Can an extension be requested?

Thanks,

**Kevin Vanhoozier, P.E.**  
*Project Manager*



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**From:** Tammy Benter <[Tammy.Benter@puc.texas.gov](mailto:Tammy.Benter@puc.texas.gov)>  
**Sent:** Monday, October 18, 2021 11:22 AM  
**To:** Kevin Vanhoozier <[KevinVanhoozier@haytereng.com](mailto:KevinVanhoozier@haytereng.com)>  
**Cc:** PUC DUO <[duo@puc.texas.gov](mailto:duo@puc.texas.gov)>  
**Subject:** RE: Emergency Preparedness Plan - Critical Load Designation November 1st Deadline

Kevin,

Thank you for contacting the Public Utility Commission of Texas (PUCT) to inquire about the critical facilities filing requirement due November 1, 2021. The link below will take you to a document we created to help individuals comply with the filing requirement.

[SB3 Affected Utility Critical Facilities Filing Requirements.pdf \(texas.gov\)](#)

The requirement for the November 1<sup>st</sup> filing is in Senate Bill 3, 87<sup>th</sup> Legislature, Regular Session (SB 3). Please see the attached copy of SB 3 and scroll to page 40. The requirement is specified starting on line 19 with the new addition of Texas Water Code (TWC) § 13.1394. Please note the additional definition of “affected utility” in this section. Next, go to page 48 of SB 3 and look at line 8, Section 36. The November 1, 2021, deadline is outlined in Section 36 for all entities that meet the new definition of “affected utility” in new TWC § 13.1394.

In addition to this requirement, there is a requirement to file the Emergency Preparedness Plan (EPP) with the Texas Commission on Environmental Quality (TCEQ) for approval. The deadline to submit your EPP, seek an extension to the deadline, or to file a request for an extension for the EPP filing with the TCEQ is March 1, 2022. Once your EPP is approved, you must file a copy of your approved EPP with the PUCT.

If you need anything else or if you have additional questions, please feel free to contact me by responding to this email.

Thank you,



**Tammy Benter**  
**Director of Utility Outreach**  
Public Utility Commission of Texas  
**W:** (512)936-7165 | [Tammy.Benter@puc.texas.gov](mailto:Tammy.Benter@puc.texas.gov)

**From:** Kevin Vanhoozier <[KevinVanhoozier@haytereng.com](mailto:KevinVanhoozier@haytereng.com)>  
**Sent:** Monday, October 18, 2021 9:17 AM

**To:** Tammy Benter <[Tammy.Benter@puc.texas.gov](mailto:Tammy.Benter@puc.texas.gov)>

**Subject:** Emergency Preparedness Plan - Critical Load Designation November 1st Deadline

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Tammy,

I heard from another engineer that there is a November 1<sup>st</sup> deadline to get the paperwork submitted designating a water system as a critical load facility.

However, I cannot see anywhere where this deadline is shown. Can you provide me with some information that outlines that requirements for the November 1<sup>st</sup> deadline for the critical load paperwork submission?

I thought it was March 1, 2022 as shown on TCEQ's Emergency Preparedness Plan Homepage.

Any information would be appreciated.

Thanks,

**Kevin Vanhoozier, P.E.**

*Project Manager*

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