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Public Utility Commission of Texas

Memorandum

TO: Interested Parties

FROM: David Gordon, Executive Counsel

DATE: January 11, 2024

RE: Project No. 55826, *Texas Energy Fund In-ERCOT Generation Loan Program*

On December 23, 2023, Texas Competitive Power Advocates (TCPA) filed a request for a public hearing to address specific topics in this rulemaking project. In response to the request, Public Utility Commission (Commission) Staff will conduct a public hearing on this rulemaking on **Thursday, January 25, 2024, at 2:00 P.M.** Central Time. The hearing will be held in the Commissioners' Hearing Room at the William B. Travis Building, 1701 North Congress Avenue, Austin, Texas 78701 (7th floor). The public hearing will be broadcast on TexasAdmin at www.adminmonitor.com.

Commission Staff will provide an opportunity for interested persons to comment on TCPA discussion topics as presented below. To ensure that all interested participants have an opportunity to speak, participants should be prepared to limit their initial comments on each topic to two minutes. After initial comments, Commission Staff may elicit further comment on each topic in a general discussion format.

TCPA Requested Discussion Topics

1. How should the commission evaluate PURA § 34.0106(b)'s prohibition against providing a loan to an electric generating facility that will be used primarily to serve an industrial load or private use network?
2. How will the Commission prioritize applications for loans if the Texas Energy Fund (TEF) appropriations are not sufficient to cover all applicants seeking loans?
3. When it comes to submitting applications, is there a way to communicate with the Commission to determine sufficiency or cure potential deficiencies after initial review of the application? Will there be technical assistance to ensure administratively complete applications?
4. Will the Commission use a standardized form of loan agreement for approved borrowers?