

**PROJECT NO. 48827**

<b>RULEMAKING TO ADDRESS</b>	§	
<b>DELEGATION OF AUTHORITY ON</b>	§	<b>PUBLIC UTILITY COMMISSION</b>
<b>MATTERS WHERE THE</b>	§	
<b>COMMISSION REQUESTS</b>	§	<b>OF TEXAS</b>
<b>REPRESENTATION BY THE</b>	§	
<b>ATTORNEY GENERAL</b>	§	

**CORRECTED ORDER ADOPTING NEW §22.23  
AS APPROVED AT THE SEPTEMBER 12, 2019 OPEN MEETING**

The Public Utility Commission of Texas (commission) adopts new 16 TAC §22.23, relating to delegation of authority to request representation by the attorney general with changes to the proposed text as published in the April 19, 2019 issue of the *Texas Register* (44 TexReg 1954) to correct a typographical error. The rule clarifies the commission's procedural rules by establishing a delegation mechanism to confer authority to request representation of the commission by the attorney general. This new section is adopted under Project Number 48827.

The commission did not receive comments on the proposed new section.

This new section is adopted under §§14.002 and 14.052 of the Public Utility Regulatory Act, Tex. Util. Code Ann. which provide the commission with the authority to make and enforce rules reasonably required in the exercise of its powers and jurisdiction, including rules of practice and procedure.

Cross reference to statutes: Public Utility Regulatory Act §14.002 and §14.052.

**§22.23. Delegation of Authority to Request Representation by the Attorney General**

- (a) The commission delegates to the chairman the authority to request representation by the attorney general for any purpose authorized by law.
- (b) In the event the chairman is unavailable, the commission delegates the authority granted in subsection (a) of this section to any other commissioner. If no commissioner is available, the commission delegates the authority granted in subsection (a) of this section to the executive director or his authorized representative.

This agency certifies that the adoption has been reviewed by legal counsel and found to be a valid exercise of the agency's legal authority. It is therefore ordered by the Public Utility Commission of Texas that §22.23 relating to delegation of authority to request representation by the attorney general is hereby adopted with changes to the text as proposed.

**Signed at Austin, Texas the \_\_\_\_\_ day of September 2019.**

**PUBLIC UTILITY COMMISSION OF TEXAS**

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**DEANN T. WALKER, CHAIRMAN**

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**ARTHUR C. D'ANDREA, COMMISSIONER**

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**SHELLY BOTKIN, COMMISSIONER**