

§24.8. Administrative Completeness.

- (a) Notice of rate/tariff change; report of sale, acquisition, lease, rental, merger, or consolidation; and sale, assignment of, or lease of a certificate; and applications for certificates of convenience and necessity shall be reviewed for administrative completeness within thirty calendar days of receipt of the application. A notice or an application for rate/tariff change; report of sale, acquisition, lease, rental, merger, or consolidation; and applications for certificates of convenience and necessity are not considered filed until received by the commission, accompanied by the filing fee, if any, required by statute or commission rules, and a determination of administrative completeness is made. Upon determination that the notice or application is administratively complete, the applicant shall be notified by mail of that determination. If the commission determines that material deficiencies exist in any pleadings, statement of intent, applications, or other requests for commission action addressed by this chapter, the notice or application may be rejected and the effective date suspended until the deficiencies are corrected.
- (b) In cases involving proposed rate changes, the effective date of the proposed change must be at least 60 days after:
- (1) the date that an application and notice are received by the commission, provided the application and notice are determined to be administratively complete as filed;
 - (2) the date that the application and notice are determined to be administratively complete for previously rejected applications and notices; or
 - (3) the date that the notice is delivered to each ratepayer, whichever is later.

- (c) In cases involving a proposed sale, acquisition, lease, rental, merger, or consolidation of any water or sewer system required by law to possess a certificate of convenience and necessity, the proposed effective date of the transaction must be at least 120 days after the date that an application is received by the commission and public notice is provided, unless notice is waived for good cause shown.

This agency hereby 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 §24.8 relating to Administrative Completeness is hereby adopted with no changes to the text as proposed.

SIGNED AT AUSTIN, TEXAS the _____ day of DECEMBER 2014.

PUBLIC UTILITY COMMISSION OF TEXAS

DONNA L. NELSON, CHAIRMAN

KENNETH W. ANDERSON, COMMISSIONER

BRANDY MARTY MARQUEZ, COMMISSIONER