



Legislation Details (With Text)

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**File created:** 4/2/2018      **In control:** Board of Directors  
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**Title:** Draft Resolution - Approval of Bylaws Amendment Regarding Board Vote Required for Customer Choice Resolution - D Ballard

**Sponsors:**

**Indexes:**

**Code sections:**

**Attachments:** 1. 2018-04-16 Bylaws Amendment - Customer Choice - Redline Draft v1

Date	Ver.	Action By	Action	Result
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**Draft Resolution - Approval of Bylaws Amendment Regarding Board Vote Required for Customer Choice Resolution - D Ballard**

**Submitted By:** Sylvia Romero  
**Department:** Legal Services

Pursuant to Section 41.051 of the Texas Utilities Code, the Cooperative's Board "has the discretion to decide when or if the electric cooperative will provide customer choice." Further, "Electric cooperatives that choose to participate in customer choice may do so at any time, by adoption of an appropriate resolution of the board of directors."

The Board may consider whether to require more than a majority of the Board to vote in favor of customer choice before adopting a resolution to enter into competition under Chapter 41 of the Utilities Code.

**NOW THEREFORE, BE IT RESOLVED BY THE BOARD OF DIRECTORS OF PEDERNALES ELECTRIC COOPERATIVE, INC.** that the Cooperative approve this amendment to the Bylaws in the form attached with modifications, if any, made this day by the Board; and

**BE IT FURTHER RESOLVED** that the Chief Executive Officer, or designee, is authorized to take all such other actions, as needed to implement this resolution.