

## SB 715 (Sparks) | HB 3356 (Patterson)

These bills retroactively impose costly firming mandates on existing renewable projects, violating constitutional protections against contract impairment and completely rewriting the carefully crafted compromise in House Bill 1500 (2023), which required forward-looking firming for all resources. The mandates would drive power prices through the roof—firming of new solar alone is projected to cost at least \$1.6 billion annually—and would undermine reliability by forcing resource retirements and discouraging new investment, as ERCOT CEO Pablo Vegas warned in 2023.

## SB 819 (Kolkhorst)

Despite revisions in a committee substitute, Senate Bill 819 still erodes private property rights, injects government overreach into competitive markets, and threatens grid reliability. It empowers regulators to impose arbitrary land use restrictions, grants unchecked and unscientific setback authority, and mandates redundant end-of-life bonding requirements. By treating private projects like monopoly utilities and expanding the scope of government to discriminate against critical infrastructure like clean energy power plants, the bill would cripple investment, affordability, and the "Texas Miracle."

## SB 388 (King)

Senate Bill 388 destabilizes Texas' energy-only market by mandating that 50% of generation output come from dispatchable resources, pushing ERCOT toward a costly, less reliable capacity market structure. It forces existing clean energy generators to subsidize competitors, raising costs for consumers without delivering commensurate gains in reliability. Critically, it excludes quick-responding battery energy storage systems from being classified as dispatchable to satisfy the bill's requirements, despite the meaningful role they play in meeting demand. The bill undermines resource diversity, which ERCOT's CEO recently told Congress is key to maintaining a reliable power grid.



### THE BOTTOM LINE

**These bills undermine Texas' business climate, degrade private property rights, raise consumer costs, weaken grid reliability, target clean energy, and threaten Texas' competitive energy market.**

**VOTE NO ON THESE ANTI-ENERGY PROPOSALS.**