

An Act

ENROLLED HOUSE
BILL NO. 2992

By: Boles, Chapman, Cornwell,
Hildebrant, Staires,
Dobrinski, Clinton,
Dollens, Wolfley, Alonso-
Sandoval, Menz, Harris,
Munson, Adams, Waldron,
Stewart, Hill, Pogemiller,
Turner, Kelley, McCane,
Tedford, Rosecrants, Hays,
Grego, and Eaves of the
House

and

Green, Seifried, Mann,
Coleman, Prieto, Deevers,
Kirt, Hamilton, Nice, and
Gillespie of the Senate

An Act relating to the Corporation Commission;
creating the Data Center Customer Ratepayer
Protection Act of 2026; defining terms; requiring
governing bodies provide certain protections
regarding rates; requiring electric suppliers
establish and maintain certain separate terms,
conditions and tariffs; detailing terms and
conditions; requiring certain term of service be ten
years; making certain exception; stating
applicability; authorizing the promulgation of rules;
granting certain exclusive jurisdiction; requiring
electric suppliers comply to act; requiring certain
parties be given notice of purchase; providing
penalty for failing to provide notice; providing for
collection of penalty and enforcement of violations;
providing for codification; providing an effective
date; and declaring an emergency.

SUBJECT: Corporation Commission

BE IT ENACTED BY THE PEOPLE OF THE STATE OF OKLAHOMA:

SECTION 1. NEW LAW A new section of law to be codified in the Oklahoma Statutes as Section 900 of Title 17, unless there is created a duplication in numbering, reads as follows:

This act shall be known and may be cited as the "Data Center Customer Ratepayer Protection Act of 2026".

SECTION 2. NEW LAW A new section of law to be codified in the Oklahoma Statutes as Section 901 of Title 17, unless there is created a duplication in numbering, reads as follows:

As used in the Data Center Customer Ratepayer Protection Act of 2026:

1. "Applicable governing body" means, with respect to any retail electric supplier, the governmental, regulatory, or self-governing authority having lawful jurisdiction over the construction, ownership, interconnection, planning, safety, or operation of such electric supplier, including, but not limited to, the Corporation Commission, a municipal governing body, a rural electric cooperative's board of trustees, or other nonjurisdictional supplier;

2. "Cost causation" means customers responsible for the electric supplier incurring the cost should be allocated their equitable share of those costs;

3. "Electric supplier" means any entity providing electric service within the state, including investor-owned utilities, electric cooperatives, municipal electric utilities, and public power utilities;

4. "Large load customer" means new data centers, new cryptocurrency mining operations and new facilities whose primary function is artificial-intelligence computing facilities that contract with an electric supplier to add seventy-five (75) megawatts or greater electric load per facility or in aggregate behind a single point of interconnection to an electric supplier's load after July 1, 2026. It does not include residential, commercial, agricultural, or industrial ratepayers, or those entities that build generation for behind-the-meter projects; and

5. "Residential customer" means a customer receiving retail electric service for household purposes as established by the applicable electric supplier.

SECTION 3. NEW LAW A new section of law to be codified in the Oklahoma Statutes as Section 902 of Title 17, unless there is created a duplication in numbering, reads as follows:

Any applicable governing body responsible for reviewing electric supplier rates shall ensure that residential, commercial and industrial customers are protected from paying unjust rates resulting directly from electric service to large load customers. The applicable governing body shall ensure that all rates are fair, just and reasonable, and costs and revenues are assigned and allocated among customers in accordance with cost causation principles.

SECTION 4. NEW LAW A new section of law to be codified in the Oklahoma Statutes as Section 903 of Title 17, unless there is created a duplication in numbering, reads as follows:

All electric suppliers shall establish and maintain separate terms and conditions of electric service applicable to any large load customer and shall create and maintain separate tariffs applicable to such large load customers. These terms, conditions, and tariffs shall include credit requirements and any other measures necessary to ensure that such customers reimburse the electric supplier for all costs fairly allocated to them under Section 3 of this act, including costs incurred to directly serve the customer that may remain unrecovered if the customer departs the system or materially reduces load. The term of service for a large load customer shall be at least ten (10) years. For any public power utility using tax-exempt municipal financing, the term of the agreement shall be the lesser of ten (10) years or the applicable Internal Revenue Service Guideline.

SECTION 5. NEW LAW A new section of law to be codified in the Oklahoma Statutes as Section 904 of Title 17, unless there is created a duplication in numbering, reads as follows:

This act applies to all retail electric suppliers serving load in this state, including investor-owned utilities regulated by the Corporation Commission, electric cooperatives, municipal electric utilities, and public power utilities.

SECTION 6. NEW LAW A new section of law to be codified in the Oklahoma Statutes as Section 905 of Title 17, unless there is created a duplication in numbering, reads as follows:

The Oklahoma Corporation Commission may promulgate rules within its authority and jurisdiction to effectuate the provisions of this act. For electric suppliers subject to the jurisdiction of the Oklahoma Corporation Commission for regulation of their electric rates, the Oklahoma Corporation Commission shall have exclusive jurisdiction to enforce the provisions of this act within its authority. Retail electric suppliers shall comply with this act as a condition of providing service to large load customers.

SECTION 7. NEW LAW A new section of law to be codified in the Oklahoma Statutes as Section 906 of Title 17, unless there is created a duplication in numbering, reads as follows:

A. Any large load customer, as defined in Section 2 of this act, or any developer, owner, or entity acting on behalf of a large load customer, that purchases any land in this state outside of an industrial development park or a municipality, shall be required to notify the Corporation Commission, the county commissioners of the county in which the land is purchased, and any adjacent property owners who own property that abuts the large load customer's land within sixty (60) days after the land is purchased. Such notice shall be given by certified mail, return receipt requested, to the party's last-known business or residential address.

B. Any large load customer, or any developer, owner, or entity acting on behalf of a large load customer, who fails to provide proper notice as required by this section, shall be subject to an administrative penalty of One Thousand Five Hundred Dollars (\$1,500.00) per day, per violation to be collected and enforced by the county commissioners in which the land is located. If a large load customer has a project that utilizes land located in two or more counties, the penalty shall be divided amongst the counties based upon the percentage of land located in each county.

SECTION 8. This act shall become effective July 1, 2026.

SECTION 9. It being immediately necessary for the preservation of the public peace, health or safety, an emergency is hereby declared to exist, by reason whereof this act shall take effect and be in full force from and after its passage and approval.

Passed the House of Representatives the 5th day of May, 2026.

Presiding Officer of the House
of Representatives

Passed the Senate the 5th day of May, 2026.

Presiding Officer of the Senate

OFFICE OF THE GOVERNOR

Received by the Office of the Governor this _____

day of _____, 20_____, at _____ o'clock _____ M.

By: _____

Approved by the Governor of the State of Oklahoma this _____

day of _____, 20_____, at _____ o'clock _____ M.

Governor of the State of Oklahoma

OFFICE OF THE SECRETARY OF STATE

Received by the Office of the Secretary of State this _____

day of _____, 20_____, at _____ o'clock _____ M.

By: _____