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ENGROSSED HOUSE
BILL NO. 2255

BY: GLOVER, BENSON, BATES,
CAMPBELL, GRIESER,
MANAR, BASTIN, BOECKMAN,
COMBS, COX, COZORT,
DUNEGAN, DUNLAP,
FERGUSON, HAGER,
HAMILTON (Jeff), HEFNER,
HENSHAW, HILLIARD,
HOWARD, HUDSON,
HUTCHCROFT, ISAAC,
KINNAMON, KOUBA,
LITTLEFIELD, LUCAS,
MADDOX (Jim), MADDUX
(Elmer), MAXEY,
MITCHELL, MONKS, NIEMI,
PAULK, REESE, RHOADS
(Karroll), RHODES
(Dusty), ROBERTS
(Larry), ROBERTS (Walt),
SADLER, SEIKEL, SETTLE,
SMITH (Bill), SMITH
(Dale), STANLEY,
STEIDLEY, SULLIVAN,
TAYLOR, VAUGHN (George),
VEITCH, VOSKUHL, WEAVER,
WIDENER, WILLIAMS AND
YORK, of the HOUSE

and

STIPE, CAPPS, ROBINSON,
HERBERT, HOOPER, BROWN,
WEEDN, MUEGGE and
DOUGLASS of the SENATE

AN ACT RELATING TO ELECTRIC SUPPLIERS AND SERVICES;
AMENDING 11 O.S. 1991, SECTION 21-121, WHICH
RELATES TO CERTAIN ELECTRIC SYSTEMS; PROHIBITING
CERTAIN ENTITIES FROM FURNISHING ELECTRIC SERVICE
UNDER CERTAIN CIRCUMSTANCES; PROVIDING EXCEPTION;
AMENDING 17 O.S. 1991, SECTION 158.29, WHICH
RELATES TO THE RETAIL ELECTRIC SUPPLIER CERTIFIED

TERRITORY ACT; MODIFYING CERTAIN CERTIFICATION;
DEFINING TERM; AND DECLARING AN EMERGENCY.

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

SECTION 1. AMENDATORY 11 O.S. 1991, Section 21-121, is amended to read as follows:

Section 21-121. Except as provided in this section, or as provided in subsection (k) of Section 437.2 of Title 18 of the Oklahoma Statutes, municipal corporations or public trusts thereof, state agencies, investor-owned electric utilities or other electric power producers or suppliers or rural electric cooperatives shall not ~~acquire, through any means, a customer of or any part of any system belonging to or being served~~ furnish retail electric service to an electric consuming facility which is currently being served, or which was being served and the electric facilities are in place to render such a service, by a municipal corporation or public trust thereof, state agency, investor-owned electric utilities or other electric power producers or suppliers or a rural electric cooperative, unless the majority of the governing boards of the entities involved have agreed by mutual consent, in writing, to such transaction. For purposes of this section, the term "electric consuming facility" means everything that utilizes electric energy from a central station source.

SECTION 2. AMENDATORY 17 O.S. 1991, Section 158.29, is amended to read as follows:

Section 158.29 ~~When~~ Except as otherwise provided by Section 21-121 of Title 11 of the Oklahoma Statutes, when an area, which is included in whole or in part in any territory or territories certified to a retail electric supplier or suppliers under this act, is annexed to and becomes a part of an incorporated city or town,

the certification of such territory or territories hereunder shall be null and void. In such event, the Commission shall be notified and the appropriate maps be corrected accordingly.

SECTION 3. It being immediately necessary for the preservation of the public peace, health and 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 11th day of March, 1992.

Speaker of the House of
Representatives

Passed the Senate the ____ day of _____, 1992.

President of the Senate