

COMMITTEE AMENDMENT

HOUSE OF REPRESENTATIVES

State of Oklahoma

SPEAKER:

CHAIR:

I move to amend HB1932 _____
Of the printed Bill
Page _____ Section _____ Lines _____
Of the Engrossed Bill

By striking the Title, the Enacting Clause, the entire bill, and by
inserting in lieu thereof the following language:

AMEND TITLE TO CONFORM TO AMENDMENTS

Amendment submitted by: Mike Jackson

Adopted: _____

Reading Clerk

STATE OF OKLAHOMA

1st Session of the 54th Legislature (2013)

PROPOSED COMMITTEE
SUBSTITUTE
FOR
HOUSE BILL NO. 1932

By: Jackson

PROPOSED COMMITTEE SUBSTITUTE

An Act relating to energy; defining terms; granting incumbent electric transmission owners the right to construct, own and maintain certain local electric transmission lines; granting an incumbent electric transmission owner certain rights to electric transmission facilities; providing for the rights of two or more incumbent electric transmission owners to one local electronic transmission line; allowing an incumbent electric transmission owner to enter into certain contracts with a new electric transmission owner; requiring an incumbent electric transmission owner to give certain notice; stating results if notice is not provided; allowing the Southwest Power Pool to determine the right to build under certain circumstances; providing for codification; and providing an effective date.

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 291 of Title 17, unless there is created a duplication in numbering, reads as follows:

As used in this act:

1 1. "Commission" means the Corporation Commission;

2 2. "Electric transmission facility" means a high-voltage
3 transmission line with a rating of sixty-nine (69) kilovolts or
4 above, including related transmission facilities and controls;

5 3. "Incumbent electric transmission owner" means any Oklahoma
6 electric public utility, as recognized by the Commission, or its
7 affiliates, any electric cooperative, any municipal power agency or
8 any municipal utility that owns, operates and maintains an electric
9 transmission line in this state;

10 4. "Local electric transmission line" means a high-voltage
11 transmission line with a capacity of three hundred (300) kilovolts
12 or less and associated transmission facilities; and

13 5. "Southwest Power Pool" means the Southwest Power Pool or any
14 federally recognized successor entity.

15 SECTION 2. NEW LAW A new section of law to be codified
16 in the Oklahoma Statutes as Section 292 of Title 17, unless there is
17 created a duplication in numbering, reads as follows:

18 A. An incumbent electric transmission owner has the right to
19 construct, own and maintain a local electric transmission line that
20 has been approved for construction in a Southwest Power Pool
21 transmission plan and will interconnect to facilities owned by that
22 incumbent electric transmission owner. An incumbent electric
23 transmission owner has the right to construct, own and maintain:
24

1 1. A new electric transmission facility that connects to
2 electric transmission facilities owned by the incumbent; and

3 2. Upgrades to the existing electric transmission facilities of
4 the incumbent.

5 B. The right to construct, own and maintain a local electric
6 transmission line that will interconnect to facilities owned by two
7 or more incumbent electric transmission owners belongs individually
8 and equally to each incumbent electric transmission owner, unless
9 otherwise agreed upon in writing.

10 C. An incumbent electric transmission owner may contract with a
11 new electric transmission owner proposing to connect an electric
12 transmission facility to the transmission facilities of the
13 incumbent electric transmission owner regarding the responsibility
14 for:

15 1. Maintenance and upgrades; and

16 2. Reliability compliance.

17 D. Nothing in this section is intended to affect an incumbent
18 electric transmission owner's use and control of its existing
19 property rights. The retention, modification or transfer of
20 existing property rights shall remain subject to the relevant state
21 law or regulation that granted the property right.

22 SECTION 3. NEW LAW A new section of law to be codified
23 in the Oklahoma Statutes as Section 293 of Title 17, unless there is
24 created a duplication in numbering, reads as follows:

1 A. If the Southwest Power Pool has approved a local electric
2 transmission line in a Southwest Power Pool transmission plan and
3 has formally directed the incumbent electric transmission owner or
4 owners, if there is more than one owner, to construct the local
5 electric transmission line, the incumbent electric transmission
6 owner or owners shall give notice to the Southwest Power Pool, in
7 writing, within ninety (90) days of receipt of the direction to
8 construct by the Southwest Power Pool, regarding its intent to
9 construct, own and maintain the local electric transmission line.
10 If notice is not provided, the incumbent electric transmission owner
11 shall surrender its right to construct, own and maintain the local
12 electric transmission line.

13 B. If an incumbent electric transmission owner or owners give
14 notice of intent not to build the local electric transmission line
15 or fail to provide notice as required in subsection A of this
16 section, then the Southwest Power Pool may determine whether the
17 incumbent electric transmission owner or owners or other entity will
18 build the local electric transmission line.

19 SECTION 4. This act shall become effective November 1, 2013.
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