

COMMITTEE AMENDMENT

HOUSE OF REPRESENTATIVES

State of Oklahoma

SPEAKER:

CHAIR:

I move to amend HB2992 _____
Of the printed Bill
Page _____ Section _____ Lines _____
Of the Engrossed Bill

By deleting the content of the entire measure, and by inserting in lieu thereof the following language:

AMEND TITLE TO CONFORM TO AMENDMENTS

Amendment submitted by: Brad Boles

Adopted: _____

Reading Clerk

STATE OF OKLAHOMA

2nd Session of the 60th Legislature (2026)

PROPOSED OVERSIGHT
COMMITTEE SUBSTITUTE
FOR
HOUSE BILL NO. 2992

By: Boles, Chapman, Cornwell
and Hildebrant of the House

and

Green of the Senate

PROPOSED OVERSIGHT COMMITTEE SUBSTITUTE

An Act relating to the Corporation Commission;
creating the Data Center Customer 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; providing for codification; providing an
effective date; and declaring an emergency.

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:

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

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

6 As used in the Data Center Customer Ratepayer Protection Act of
7 2026:

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

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

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

23 4. "Large load customer" means new data centers, new
24 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:

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

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

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

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

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

9 SECTION 7. This act shall become effective July 1, 2026.

10 SECTION 8. It being immediately necessary for the preservation
11 of the public peace, health or safety, an emergency is hereby
12 declared to exist, by reason whereof this act shall take effect and
13 be in full force from and after its passage and approval.

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15 60-2-16867 JBH 03/03/26
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