

1 STATE OF OKLAHOMA

2 2nd Session of the 60th Legislature (2026)

3 POLICY COMMITTEE  
4 RECOMMENDATION

5 FOR

6 HOUSE BILL NO. 2992

7 By: Boles

8 POLICY COMMITTEE RECOMMENDATION

9 An Act relating to the Corporation Commission;  
10 creating the Data Center Customer Protection Act of  
11 2026; defining terms; requiring governing bodies  
12 provide certain protections regarding rates;  
13 requiring electric suppliers establish and maintain  
14 certain separate terms, conditions and tariffs;  
15 detailing terms and conditions; requiring certain  
16 term of service be ten years; stating applicability;  
17 authorizing the promulgation of rules; requiring  
18 electric suppliers comply to act; providing for  
19 codification; providing an effective date; and  
20 declaring an emergency.

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

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

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

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

4           As used in the Data Center Customer Ratepayer Protection Act of  
5 2026:

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

14           2. "Electric supplier" means any entity providing electric  
15 service within the state, including investor-owned utilities,  
16 electric cooperatives, municipal electric utilities, and independent  
17 power producers;

18           3. "Large load customer" means new data centers, new  
19 cryptocurrency mining operations and new artificial-intelligence  
20 computing facilities that contracts with an electric supplier to add  
21 seventy-five (75) megawatts or greater per facility or in aggregate  
22 behind a single point of interconnection to an electric supplier's  
23 load after July 1, 2026. It does not include residential,  
24

1 commercial, agricultural, or industrial ratepayers, or those  
2 entities that build generation for behind-the-meter projects; and

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

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

9 Any applicable governing body responsible for reviewing electric  
10 supplier rates shall ensure that residential, commercial and  
11 industrial customers are protected from paying unjust rates  
12 resulting directly from service to large load customers. The  
13 applicable governing body shall ensure that all rates are fair, just  
14 and reasonable and costs and revenues are assigned and allocated  
15 among customers in accordance with cost causation principles. For  
16 purpose of this section, "cost causation" means customers  
17 responsible for the electric supplier incurring the cost should be  
18 allocated their equitable share of those costs.

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

22 All electric suppliers shall establish and maintain separate  
23 terms and conditions of electric service applicable to any large  
24 load customer and shall create and maintain separate tariffs

1 applicable to such large load customers. These terms, conditions,  
2 and tariffs shall include credit requirements and any other measures  
3 necessary to ensure that such customers reimburse the utility for  
4 all costs fairly allocated to them under Section 3 of this act,  
5 including costs incurred to serve the customer that may remain  
6 unrecovered if the customer departs the system or materially reduces  
7 load. The term of service for a large load customer shall be at  
8 least ten (10) years.

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

12 This act applies to all electric suppliers serving load in this  
13 state, including investor-owned utilities regulated by the  
14 Corporation Commission, electric cooperatives, municipal electric  
15 utilities, and independent power producers.

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

19 The Corporation Commission may promulgate rules to effectuate  
20 the provisions of this section. Electric suppliers shall comply  
21 with this act as a condition of providing service to large load  
22 customers.

23 SECTION 7. This act shall become effective July 1, 2026.  
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1       SECTION 8. It being immediately necessary for the preservation  
2 of the public peace, health or safety, an emergency is hereby  
3 declared to exist, by reason whereof this act shall take effect and  
4 be in full force from and after its passage and approval.

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