

STATE OF OKLAHOMA

2nd Session of the 60th Legislature (2026)

SENATE BILL 1706

By: Hamilton

AS INTRODUCED

An Act relating to foreign ownership of land; defining terms; prohibiting foreign principals from renting, leasing, or having a controlling interest in data centers; requiring foreign principals to divest from any data center currently rented, leased, or controlled; invalidating certain agreements; requiring the Attorney General to commence an action in certain circumstances; requiring district courts to make certain order in 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 128.5 of Title 60, unless there is created a duplication in numbering, reads as follows:

A. As used in this section:

1. "Data center" means a facility whose primary services are the storage, management, and processing of digital data and that is used to house:

a. computer and network systems, including associated components such as servers, network equipment and

- 1 appliances, and telecommunications and data storage  
2 systems,
- 3 b. systems for monitoring and managing infrastructure  
4 performance,
- 5 c. equipment used for the transformation, transmission,  
6 distribution, or management of at least one (1)  
7 megawatt of capacity of electrical power and cooling,  
8 including substations, uninterruptible power supply  
9 systems, all electrical plant equipment, and  
10 associated air handlers,
- 11 d. Internet-related equipment and services,
- 12 e. data communications connections,
- 13 f. environmental controls,
- 14 g. fire protection systems, and
- 15 h. security systems and services;

16 2. "Foreign adversary" means any country designated by the  
17 United States Secretary of State as hostile or a Country of  
18 Particular Concern (CPC); and

19 3. "Foreign principal" means:

- 20 a. the government or any official of the government of a  
21 foreign adversary,
- 22 b. a political party or member of a political party or  
23 any subdivision of a political party of a foreign  
24 adversary,

- 1 c. a partnership, association, corporation, organization,  
2 or other combination of persons organized under the  
3 laws of or having its principal place of business in a  
4 foreign adversary, or a subsidiary of such entity, or  
5 owned or controlled wholly or in part by any person,  
6 entity, or collection of persons or entities of a  
7 foreign adversary,
- 8 d. any person who is domiciled in a foreign adversary and  
9 is not a citizen or lawful permanent resident of the  
10 United States, or
- 11 e. any person, entity, or collection of persons or  
12 entities described in subparagraphs a through d of  
13 this paragraph having a controlling interest in a  
14 partnership, association, corporation, organization,  
15 trust, or any other legal entity or subsidiary formed  
16 for the purpose of owning real property.

17 B. A foreign principal from a foreign adversary may not  
18 directly or indirectly rent or lease or otherwise hold a controlling  
19 interest in a data center, as defined in subsection A of this  
20 section, in this state.

21 C. A foreign principal that directly or indirectly rents or  
22 leases a data center, as defined in subsection A of this section, in  
23 this state shall divest itself of any rental agreement, lease  
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1 agreement, or controlling interest in the data center within one  
2 hundred eighty (180) days of the effective date of this act.

3 D. Any current rental agreements, lease agreements, or other  
4 legal agreements in conflict with the provisions of this act shall  
5 be deemed invalid from the date of adoption unless otherwise  
6 provided.

7 E. The responsibility for determining whether an entity is  
8 subject to the provisions of this section rests solely with the  
9 foreign entity, the Attorney General, and no other individual or  
10 entity. An individual or entity who is not a foreign entity shall  
11 not be required to determine or inquire whether another person or  
12 entity is or may be subject to this section, and shall bear no civil  
13 or criminal liability under the provisions of this section.

14 F. If a foreign principal from a foreign adversary does not  
15 divest the real property as required by this section, the Attorney  
16 General shall commence an action in district court within the  
17 jurisdiction of the real property.

18 G. If a data center is held in violation of the provisions of  
19 this section, the district court shall order the foreign principal  
20 to divest itself of any rental agreement, lease agreement, or  
21 controlling interest in the data center.

22 SECTION 2. This act shall become effective November 1, 2026.  
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