



1 February 21, 2021, including but not limited to fuel-related storage  
2 and associated costs, emergency compressed or liquified natural gas  
3 supplies, contracts for services providing additional pressurization  
4 on lines and transportation pipeline penalties. Extraordinary costs  
5 shall not include extreme purchase costs, as defined in this  
6 section;

7 2. "Extreme purchase costs" means expenses incurred for the  
8 purchase of fuel, purchased power, natural gas commodity, or any  
9 combination thereof, whether at spot pricing, index pricing, or  
10 otherwise with delivery beginning February 7, 2021, and ending  
11 February 21, 2021;

12 3. "Utility" shall mean any person or entity doing business in  
13 this state that furnishes natural gas or electric current to its  
14 customers located at an address within this state and within the  
15 service area of the utility; and

16 4. "Unregulated utility" shall mean any utility, as defined in  
17 this section, which is not subject to the regulatory jurisdiction of  
18 the Corporation Commission with respect to its rates, charges, and  
19 terms and conditions of service.

20 SECTION 2. NEW LAW A new section of law to be codified  
21 in the Oklahoma Statutes as Section 11-12 of Title 2, unless there  
22 is created a duplication in numbering, reads as follows:

23 There is hereby created in the State Treasury a revolving fund  
24 for the Oklahoma Department of Agriculture, Food, and Forestry to be

1 designated the "February 2021 Winter Storm Grant Revolving Fund".  
2 The fund shall be a continuing fund, not subject to fiscal year  
3 limitations, and shall consist of all monies received by the  
4 Department in the form of appropriations, donations, or other monies  
5 designated for deposit in the fund. All monies accruing to the  
6 credit of the fund are hereby appropriated and may be budgeted and  
7 expended by the Department for the purpose of providing grants to an  
8 incorporated municipality as provided by this act. Expenditures  
9 from the fund shall be made upon warrants issued by the State  
10 Treasurer against claims filed as prescribed by law with the  
11 Director of the Office of Management and Enterprise Services for  
12 approval and payment.

13 SECTION 3. NEW LAW A new section of law to be codified  
14 in the Oklahoma Statutes as Section 11-13 of Title 2, unless there  
15 is created a duplication in numbering, reads as follows:

16 A. The Oklahoma Department of Agriculture, Food, and Forestry  
17 shall develop a grant program for the purpose of providing grants to  
18 incorporated municipalities to mitigate extreme purchase costs,  
19 extraordinary costs, or both, incurred by the incorporated  
20 municipality's owned or controlled unregulated utility affected by  
21 the extreme weather event that began February 7, 2021. To qualify  
22 for a grant, the following requirements shall be met:

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1 1. The incorporated municipality must show proof of extreme  
2 purchase costs, extraordinary costs, or both incurred by the  
3 incorporated municipality's owned or controlled unregulated utility;

4 2. The population of the incorporated municipality shall be no  
5 greater than three thousand five hundred (3,500) persons according  
6 to the most recent Federal Decennial Census or most recent annual  
7 estimate of the population by the United States Census Bureau; and

8 3. The incorporated municipality's owned or controlled  
9 unregulated utility has had no costs mitigated through  
10 securitization as provided by Sections 9070 through 9081 of Title 74  
11 of the Oklahoma Statutes.

12 B. The Department shall promulgate rules necessary for  
13 determining the eligibility and priority of applicants for the  
14 grants. In determining the priority of applicants, the Department  
15 shall consider the implications of the extraordinary costs and  
16 extreme purchase costs regarding the incorporated municipality's  
17 solvency and the amount of the incorporated municipality's  
18 extraordinary costs and extreme purchase costs on a per capita  
19 basis.

20 C. On or before February 1, 2023, the Oklahoma Department of  
21 Agriculture, Food, and Forestry shall provide a report to the  
22 Governor, President Pro Tempore of the Senate, and the Speaker of  
23 the House of Representatives that includes the list of  
24 municipalities who applied for the grant, the amount requested by

1 each municipality, municipalities that were awarded grants, the  
2 amount of each grant awarded, and any other information the  
3 Department determines to be necessary.

4 SECTION 4. It being immediately necessary for the preservation  
5 of the public peace, health or safety, an emergency is hereby  
6 declared to exist, by reason whereof this act shall take effect and  
7 be in full force from and after its passage and approval.

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9 DIRECT TO CALENDAR.

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