

STATE OF OKLAHOMA

1st Session of the 60th Legislature (2025)

SENATE BILL 93

By: Prieto

AS INTRODUCED

An Act relating to distributed energy resources; defining terms; construing provision; establishing provisions for electricity generation and maintenance for microgrids; 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 158.71 of Title 17, unless there is created a duplication in numbering, reads as follows:

A. For the purposes of this section:

1. "Distributed energy resource" means a small-scale electrical power source that is installed near where the electricity is used including, but not limited to, dispatchable or non-dispatchable power generation, energy storage resources, energy efficiency resources, or demand response resources;

2. "Island mode" means an electric generation system that operates independently from the public utility grid;

1           3. "Microgrid" means a group of interconnected loads and  
2 distributed energy resources within clearly defined electrical  
3 boundaries that act as a single controllable entity with respect to  
4 the electric grid and can operate connected or disconnected from the  
5 public utility grid;

6           4. "Owner" or "operator" means a corporation, association,  
7 company, or individual that owns or operates a distributed energy  
8 resource to provide electrical service to a microgrid; and

9           5. "Public utility" means a public utility as defined pursuant  
10 to Section 151 of Title 17 of the Oklahoma Statutes; provided,  
11 however, the term shall not include an owner or operator that  
12 constructs, maintains, or operates a microgrid in island mode.

13           B. Nothing in this section shall be construed to relieve a  
14 microgrid that is connected to a public utility grid from complying  
15 with any state or federal regulations, registration requirements,  
16 and fee payments, including those mandated by the Southwest Power  
17 Pool, if applicable.

18           C. A microgrid owner or operator shall not construct or  
19 maintain electric lines, including poles or other related  
20 structures, in, around, or along any road, street, or other public  
21 way, unless:

22           1. The owner or operator, or a contractor hired by the owner or  
23 operator to construct the electric line, provides to the Corporation  
24 Commission a performance bond in the amount of the value of the

1 line, including poles or other related structures to be located in  
2 the public way. The performance bond shall be enforceable for one  
3 (1) year from the date that the line is energized; and

4 2. Prior to constructing the line, the transmission and  
5 distribution utility providers who operate the service territory  
6 where the line is proposed to be built are notified in writing.

7 D. If an objection to construction of an electric line built  
8 under subsection C of this section is filed with the Corporation  
9 Commission by a public utility and, following adequate notice and  
10 hearing, the Commission finds that the line is not duplicative of  
11 existing transmission and distribution lines and does not interfere  
12 with the delivery of electricity to any consumers, the microgrid  
13 owner or operator may proceed with the construction or maintenance  
14 of electric lines after compliance with paragraphs 1 and 2 of  
15 subsection C of this section.

16 SECTION 2. This act shall become effective November 1, 2025.

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