

1 STATE OF OKLAHOMA

2 1st Session of the 59th Legislature (2023)

3 COMMITTEE SUBSTITUTE  
4 FOR ENGROSSED  
5 HOUSE BILL NO. 2359

By: Boles of the House

and

Paxton of the Senate

6  
7  
8  
9 COMMITTEE SUBSTITUTE

10 [ Corporation Commission - annual report - evidence  
11 of financial security - penalty - codification -  
12 effective date ]

13  
14 BE IT ENACTED BY THE PEOPLE OF THE STATE OF OKLAHOMA:

15 SECTION 1. NEW LAW A new section of law to be codified  
16 in the Oklahoma Statutes as Section 160.14A of Title 17, unless  
17 there is created a duplication in numbering, reads as follows:

18 A. The owner of a renewable energy recycling facility shall  
19 submit an annual report to the Public Utility Division of the  
20 Corporation Commission no later than February 1 of each calendar  
21 year for the immediately preceding calendar year. The report shall  
22 include a current total inventory of renewable energy components  
23 accepted for recycling, but not yet recycled, as of the end of the  
24 reporting period and an estimated timeline for the finality of

1 recycling of those renewable energy components. The report shall  
2 also include the estimated costs for completing the recycling of the  
3 reported inventory within the estimated timeline. Provided, the  
4 estimated costs associated with the recycling of wind turbine blades  
5 shall be reported independently from the aggregate cost estimate.  
6 The report shall be submitted in the manner and form prescribed by  
7 the Commission.

8 B. The owner of a renewable energy recycling facility shall  
9 submit to the Public Utility Division of the Commission evidence of  
10 financial security to cover the anticipated costs of recycling the  
11 reported inventory, including wind turbine blades, during the  
12 upcoming calendar year. Evidence of financial security may be in  
13 the form of a surety bond, collateral bond, parent guaranty, cash,  
14 cashier's check, certificate of deposit, bank joint custody receipt,  
15 or other approved negotiable instrument as established in rules  
16 promulgated by the Corporation Commission. Evidence of financial  
17 security shall be submitted within ninety (90) days of the renewable  
18 energy recycling facility taking control of any renewable energy  
19 components to be recycled.

20 C. The amount of financial security shall be one hundred  
21 twenty-five percent (125%) of the estimated total cost of recycling  
22 reported pursuant to subsection A of this section.

23 D. The Public Utility Division of the Commission shall post on  
24 the website of the Commission a list of those renewable energy

1 recycling facilities that have submitted the report and evidence of  
2 financial security in accordance with the provisions of this  
3 section. An owner of a wind farm operation that chooses to send  
4 wind turbine blade renewable energy components to a third-party  
5 recycling facility located in this state shall utilize renewable  
6 energy recycling facilities listed on the Commission website.

7 E. If the owner of a recycling facility fails to submit the  
8 information required by this section, the owner shall be subject to  
9 an administrative penalty not to exceed Five Hundred Dollars  
10 (\$500.00) per day.

11 F. Each recycling facility shall submit an annual registration  
12 fee of One Thousand Dollars (\$1,000.00) per year to the Commission  
13 at the time of the annual report filing to cover the cost of  
14 implementing the provisions of this section.

15 SECTION 2. This act shall become effective November 1, 2023.

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17 59-1-2086 RD 4/11/2023 3:55:15 PM

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