

1 **SENATE FLOOR VERSION**

2 April 13, 2023

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

By: Boles of the House

and

Paxton of the Senate

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7
8
9 [Corporation Commission - annual report - evidence
10 of financial security - penalty - codification -
11 effective date]

12
13 ~~BE IT ENACTED BY THE PEOPLE OF THE STATE OF OKLAHOMA:~~

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

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

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

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

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

22 D. The Public Utility Division of the Commission shall post on
23 the website of the Commission a list of those renewable energy
24 recycling facilities that have submitted the report and evidence of

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

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

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

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

15 COMMITTEE REPORT BY: COMMITTEE ON ENERGY AND TELECOMMUNICATIONS
16 April 13, 2023 - DO PASS AS AMENDED BY CS

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