

<DateSubmitted>

HOUSE OF REPRESENTATIVES  
CONFERENCE COMMITTEE REPORT

Mr. President:  
Mr. Speaker:

The Conference Committee, to which was referred

**HB2359**

By: Boles of the House and Paxton of the Senate

Title: Corporation Commission; requiring submission of certain annual report; requiring report contain certain items; requiring submission of evidence of financial security; effective date.

Together with Engrossed Senate Amendments thereto, beg leave to report that we have had the same under consideration and herewith return the same with the following recommendations:

- 1. That the House concurs in the Senate Amendment;
- 2. By adopting the following conference committee amendment to restore the title to read as follows:

An Act relating to the Corporation Commission; requiring submission of certain annual report; requiring report contain certain items; requiring certain manner and form for submission of report; requiring submission of evidence of financial security; detailing acceptable forms of evidence of financial security; requiring evidence of financial security be submitted within certain time frame; providing for amount of financial security; requiring certain list be posted to website; requiring the use of certain recycling facilities; providing for certain administrative penalty; requiring submission of certain annual registration fee; providing for codification; and providing an effective date.

- 3. By adopting the conference committee amendment to restore the enacting clause.

Respectfully submitted,

**SENATE CONFEREES**

Paxton \_\_\_\_\_

Rader \_\_\_\_\_

Howard \_\_\_\_\_

Kidd \_\_\_\_\_

Woods \_\_\_\_\_

1 ENGROSSED SENATE AMENDMENT  
TO  
2 ENGROSSED HOUSE  
BILL NO. 2359

By: Boles of the House

and

Paxton of the Senate

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

AMENDMENT NO. 1. Page 1, strike the title, enacting clause and  
entire bill and insert

"[ Corporation Commission - annual report - evidence  
of financial security - penalty - codification -  
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 160.14A of Title 17, unless  
there is created a duplication in numbering, reads as follows:

A. The owner of a renewable energy recycling facility shall  
submit an annual report to the Public Utility Division of the  
Corporation Commission no later than February 1 of each calendar  
year for the immediately preceding calendar year. The report shall

1 include a current total inventory of renewable energy components  
2 accepted for recycling, but not yet recycled, as of the end of the  
3 reporting period and an estimated timeline for the finality of  
4 recycling of those renewable energy components. The report shall  
5 also include the estimated costs for completing the recycling of the  
6 reported inventory within the estimated timeline. Provided, the  
7 estimated costs associated with the recycling of wind turbine blades  
8 shall be reported independently from the aggregate cost estimate.  
9 The report shall be submitted in the manner and form prescribed by  
10 the Commission.

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

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

4 D. The Public Utility Division of the Commission shall post on  
5 the website of the Commission a list of those renewable energy  
6 recycling facilities that have submitted the report and evidence of  
7 financial security in accordance with the provisions of this  
8 section. An owner of a wind farm operation that chooses to send  
9 wind turbine blade renewable energy components to a third-party  
10 recycling facility located in this state shall utilize renewable  
11 energy recycling facilities listed on the Commission website.

12 E. If the owner of a recycling facility fails to submit the  
13 information required by this section, the owner shall be subject to  
14 an administrative penalty not to exceed Five Hundred Dollars  
15 (\$500.00) per day.

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

20 SECTION 2. This act shall become effective November 1, 2023.”  
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1 Passed the Senate the 19th day of April, 2023.

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3 \_\_\_\_\_  
4 Presiding Officer of the Senate

5 Passed the House of Representatives the \_\_\_\_ day of \_\_\_\_\_,  
6 2023.

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8 \_\_\_\_\_  
9 Presiding Officer of the House  
10 of Representatives

1 ENGROSSED HOUSE  
2 BILL NO. 2359

By: Boles of the House

3 and

4 Paxton of the Senate

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6  
7 [ Corporation Commission - annual report - evidence  
8 of financial security - penalty - codification -  
9 effective date ]  
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12 BE IT ENACTED BY THE PEOPLE OF THE STATE OF OKLAHOMA:

13 SECTION 3. NEW LAW A new section of law to be codified  
14 in the Oklahoma Statutes as Section 160.14A of Title 17, unless  
15 there is created a duplication in numbering, reads as follows:

16 A. The owner of a renewable energy recycling facility shall  
17 submit an annual report to the Oklahoma Corporation Commission no  
18 later than December 31 of each calendar year to include current  
19 inventory and an estimated timeline for the finality of recycling of  
20 all renewable energy components. The report shall also include  
21 evidence of financial security for all projects for that calendar  
22 year.

23 B. The owner of a renewable energy recycling facility shall  
24 submit to the Oklahoma Corporation Commission evidence of financial

1 security to cover the anticipated costs of recycling wind turbine  
2 blades or other components of the renewable energy facility.  
3 Evidence of financial security may be in the form of a surety bond,  
4 collateral bond, parent guaranty, cash, cashier's check, certificate  
5 of deposit, bank joint custody receipt or other approved negotiable  
6 instrument as established in rules promulgated by the Oklahoma  
7 Corporation Commission. Evidence of financial security shall be  
8 submitted within ninety (90) days of the recycling facility taking  
9 control of components for the energy facility to be recycled.

10 C. The amount of financial security shall be one hundred  
11 twenty-five percent (125%) of the estimated total cost of recycling.

12 D. If the owner of the recycling facility fails to submit the  
13 information required by this section, the owner shall be subject to  
14 an administrative penalty not to exceed Five Hundred Dollars  
15 (\$500.00) per day.

16 SECTION 4. This act shall become effective November 1, 2023.  
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1 Passed the House of Representatives the 6th day of March, 2023.

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3 \_\_\_\_\_  
4 Presiding Officer of the House  
5 of Representatives

6 Passed the Senate the \_\_\_\_ day of \_\_\_\_\_, 2023.

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8 \_\_\_\_\_  
9 Presiding Officer of the Senate