

1 **SENATE FLOOR VERSION**

2 March 3, 2022

3 SENATE BILL NO. 1853

By: David of the Senate

4 and

5 McBride of the House

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7
8 An Act relating to the Corporation Commission;
9 creating hydrogen fuel production standard;
10 establishing provisions for reporting of hydrogen
fuel production; defining term; and providing an
effective date.

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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 801.9 of Title 17, unless there
16 is created a duplication in numbering, reads as follows:

17 A. The State of Oklahoma shall set a hydrogen fuel production
18 standard that will serve as an annual goal to be reached each year
19 through 2028 to increase the production of hydrogen fuel in the
20 state. Such hydrogen fuel production standard shall be to produce
21 Two Million Metric Tons (2 MMT) of hydrogen fuel using a low or zero
22 carbon source of energy annually by 2028.

23 B. Every qualified hydrogen fuel production facility that
24 produces hydrogen fuel in this state shall report to the Corporation

1 Commission by March 1 each year the amount of hydrogen fuel produced
2 in the preceding calendar year and the low or zero carbon source of
3 energy used to produce the hydrogen fuel. The Commission shall
4 begin collecting the reports no later than March 1, 2024, and shall
5 report annually to the President Pro Tempore of the Senate, the
6 Speaker of the House of Representatives, and the Governor the annual
7 hydrogen fuel production amount produced by qualified hydrogen
8 production facilities for the preceding calendar year, gathered from
9 reports submitted pursuant to this subsection, no later than May 1
10 of the first year of collection and each year thereafter. The
11 Commission shall promulgate rules to effectuate the provisions of
12 this subsection.

13 C. For purposes of this section, qualifying hydrogen fuel
14 production shall include:

15 1. Hydrogen fuel produced from low carbon sources such as
16 natural gas;

17 2. Hydrogen fuel produced from zero carbon sources such as:

18 a. wind,

19 b. photovoltaic,

20 c. hydropower,

21 d. geothermal, and

22 e. biomass, which projects may include agricultural
23 crops, wastes, and residues, wood, animal, and other
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1 degradable organic wastes, municipal solid waste, and
2 landfill gas; and

3 3. Other low or zero carbon sources approved by the Commission.

4 SECTION 2. This act shall become effective November 1, 2022.

5 COMMITTEE REPORT BY: COMMITTEE ON ENERGY
6 March 3, 2022 - DO PASS

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