

1 STATE OF OKLAHOMA

2 1st Session of the 54th Legislature (2013)

3 HOUSE BILL 2268

By: Trebilcock

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6 AS INTRODUCED

7 An Act relating to energy; stating Legislative
8 findings regarding attainment of the state renewable
9 energy standard; declaring necessity to establish a
10 new standard; amending 17 O.S. 2011, Sections 801.4
11 and 801.6, which relate to the Oklahoma Energy
12 Security Act; changing renewable energy goal;
13 changing year for reaching renewable energy goal;
14 modifying computation of annual renewable energy
15 percentage; allowing the Corporation Commission to
16 consult certain data; providing for noncodification;
17 and declaring an emergency.

18 BE IT ENACTED BY THE PEOPLE OF THE STATE OF OKLAHOMA:

19 SECTION 1. NEW LAW A new section of law not to be
20 codified in the Oklahoma Statutes reads as follows:

21 The Legislature finds that the State of Oklahoma is nearing
22 attainment of the renewable energy standard for the state for the
23 year 2015 as set forth in Section 801.4 of Title 17 of the Oklahoma
24 Statutes. With the achievement of reaching this nonbinding fifteen
percent goal, Oklahoma will bolster the energy independence of the
United States by allowing greater reliance on natural resources
found in this state. The Legislature declares that it is in the

1 public interest of this state to promote the continued development
2 of the renewable and native resources of this state beyond the
3 fifteen percent goal set forth in Section 801.4 of Title 17 of the
4 Oklahoma Statutes and therefore finds it necessary to establish a
5 new nonbinding renewable energy standard for this state.

6 SECTION 2. AMENDATORY 17 O.S. 2011, Section 801.4, is
7 amended to read as follows:

8 Section 801.4 A. The Legislature declares that it is in the
9 public interest to promote renewable energy development in order to
10 best utilize the abundant natural resources found in this state.

11 B. It is hereby declared the intent of the State of Oklahoma to
12 increase the use of renewable energy in the state by setting a
13 renewable energy standard that will serve as a goal to be reached by
14 the year ~~2015~~ 2020.

15 C. There is hereby established a renewable energy standard for
16 the state that will serve as a goal for the year ~~2015~~ 2020. The
17 renewable energy standard shall be a goal that ~~fifteen percent (15%)~~
18 twenty percent (20%) of all installed capacity of electricity
19 generation within the state by the year ~~2015~~ 2020 be generated from
20 renewable energy sources.

21 D. For purposes of this section, qualifying renewable energy
22 resources shall include:

- 23 1. Wind;
- 24 2. Solar;

- 1 3. Photovoltaic;
- 2 4. Hydropower;
- 3 5. Hydrogen;
- 4 6. Geothermal;
- 5 7. Biomass, which projects may include agricultural crops,
- 6 wastes, and residues, wood, animal and other degradable organic
- 7 wastes, municipal solid waste, and landfill gas;
- 8 8. Distributed generation from an eligible renewable energy
- 9 resource where the generating facility or any integrated cluster of
- 10 such facilities has an installed generating capacity of not more
- 11 than five (5) megawatts;
- 12 9. Combined heat and power;
- 13 10. Waste heat recovery;
- 14 11. Other renewable sources approved by the Commission; and
- 15 ~~10.~~ 12. Demand side management and energy efficiency as
- 16 provided in Section ~~6~~ 801.6 of this ~~act~~ title.

17 E. The annual renewable energy percentage shall be determined
18 by dividing all installed capacity of renewable electricity
19 generation in Oklahoma by the total installed capacity of all
20 electricity generation in Oklahoma, irrespective of whether the
21 electricity generation is intended to serve intrastate or interstate
22 loads. Every electricity generating entity or company operating
23 electricity generation facilities in Oklahoma shall report to the
24 Commission by March 1 each year the installed capacity of each of

1 its generating facilities, the number of kilowatt hours generated by
2 each facility in Oklahoma and from which source of energy the
3 electricity was produced. In computing the annual renewable energy
4 percentage, the Commission may consult annual electric generator
5 data supplied to the United States Energy Information Administration
6 pursuant to Sections 13(b), 5(a), 5(b) and 52 of the Federal Energy
7 Administration Act of 1974, Public Law 93-275 and Section 1015 of
8 the Energy Policy Act of 1992, Public Law 102-486.

9 SECTION 3. AMENDATORY 17 O.S. 2011, Section 801.6, is
10 amended to read as follows:

11 Section 801.6 Energy efficiency and demand side management are
12 important components to maximizing the energy resources of our
13 state. Therefore, every electricity generating entity in Oklahoma
14 may use energy efficiency and demand side management measures to
15 assist the state in meeting its renewable energy standard.
16 Provided, however, that demand side management may not be used to
17 meet more than twenty-five percent (25%) of the overall ~~fifteen~~
18 ~~percent (15%)~~ twenty percent (20%) renewable energy standard for the
19 state. Energy conservation measures shall be described and
20 quantified to the Corporation Commission on March 1 annually. The
21 Commission shall make the final determination of the amount of
22 generation capacity the electricity generating entity conserved and
23 determine to what degree that will count toward meeting the
24 renewable energy standard for the state.

1 SECTION 4. It being immediately necessary for the preservation
2 of the public peace, health and safety, an emergency is hereby
3 declared to exist, by reason whereof this act shall take effect and
4 be in full force from and after its passage and approval.

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