

1 STATE OF OKLAHOMA

2 1st Session of the 58th Legislature (2021)

3 COMMITTEE SUBSTITUTE  
4 FOR

5 SENATE BILL NO. 749

By: Allen of the Senate

and

Wallace of the House

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9 COMMITTEE SUBSTITUTE

10 An Act relating to wind energy; providing a fee for  
11 commercial wind energy equipment; providing date for  
12 payment of fee; providing interest penalty for  
13 delinquent payments; requiring the Corporation  
14 Commission to deposit fee and penalty revenue in the  
15 Education Reform Revolving Fund; providing for  
16 codification; and providing an effective date.

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

18 SECTION 1. NEW LAW A new section of law to be codified  
19 in the Oklahoma Statutes as Section 160.23 of Title 17, unless there  
20 is created a duplication in numbering, reads as follows:

21 A. Beginning January 1, 2022, there shall be a fee of One  
22 Dollar (\$1.00) per kilowatt of total nameplate generating capacity  
23 for commercial wind energy equipment, as defined pursuant to Section  
24 160.13 of Title 17 of the Oklahoma Statutes. The fee shall be paid

1 to the Corporation Commission on January 1 of each year by the owner  
2 of the commercial wind energy equipment.

3 B. All fees not paid on January 1 shall be considered  
4 delinquent and the Corporation Commission shall assess a penalty to  
5 be paid by owners of commercial wind energy equipment of one percent  
6 (1%) of the total amount due on the last day of each month until the  
7 fee is paid.

8 C. All fee revenues and penalty interest collected by the  
9 Corporation Commission pursuant to subsections A and B of this  
10 section shall be deposited in the Education Reform Revolving Fund of  
11 the State Department of Education.

12 SECTION 2. This act shall become effective November 1, 2021.

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