

An Act

ENROLLED SENATE
BILL NO. 1853

By: David of the Senate

and

McBride of the House

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

SUBJECT: Hydrogen fuel production standards

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

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

B. Every qualified hydrogen fuel production facility that
produces hydrogen fuel in this state shall report to the Corporation
Commission by March 1 each year the amount of hydrogen fuel produced
in the preceding calendar year and the low or zero carbon source of
energy used to produce the hydrogen fuel. The Commission shall
begin collecting the reports no later than March 1, 2024, and shall
report annually to the President Pro Tempore of the Senate, the
Speaker of the House of Representatives, and the Governor the annual
hydrogen fuel production amount produced by qualified hydrogen

production facilities for the preceding calendar year, gathered from reports submitted pursuant to this subsection, no later than May 1 of the first year of collection and each year thereafter. The Commission shall promulgate rules to effectuate the provisions of this subsection.

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

1. Hydrogen fuel produced from low carbon sources such as natural gas;
2. Hydrogen fuel produced from zero carbon sources such as:
 - a. wind,
 - b. photovoltaic,
 - c. hydropower,
 - d. geothermal, and
 - e. biomass, which projects may include agricultural crops, wastes, and residues, wood, animal, and other degradable organic wastes, municipal solid waste, and landfill gas; and
3. Other low or zero carbon sources approved by the Commission.

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

Passed the Senate the 19th day of May, 2022.

Presiding Officer of the Senate

Passed the House of Representatives the 20th day of May, 2022.

Presiding Officer of the House
of Representatives

OFFICE OF THE GOVERNOR

Received by the Office of the Governor this _____

day of _____, 20_____, at _____ o'clock _____ M.

By: _____

Approved by the Governor of the State of Oklahoma this _____

day of _____, 20_____, at _____ o'clock _____ M.

Governor of the State of Oklahoma

OFFICE OF THE SECRETARY OF STATE

Received by the Office of the Secretary of State this _____

day of _____, 20_____, at _____ o'clock _____ M.

By: _____