

COMMITTEE AMENDMENT

HOUSE OF REPRESENTATIVES

State of Oklahoma

SPEAKER:

CHAIR:

I move to amend HB3175 _____
Of the printed Bill
Page _____ Section _____ Lines _____
Of the Engrossed Bill

By deleting the content of the entire measure, and by inserting in lieu thereof the following language:

AMEND TITLE TO CONFORM TO AMENDMENTS

Amendment submitted by: Nick Archer

Adopted: _____

Reading Clerk

STATE OF OKLAHOMA

2nd Session of the 60th Legislature (2026)

PROPOSED SUBCOMMITTEE
SUBSTITUTE
FOR
HOUSE BILL NO. 3175

By: Archer

PROPOSED SUBCOMMITTEE SUBSTITUTE

An Act relating to nuclear energy; defining terms; creating the Oklahoma Advanced Nuclear Energy Office; stating purposes of Office; making certain authorizations for the Office; prohibiting certain gifts; prohibiting requirement that certain project be in a specific location; authorizing the adoption of certain rules; requiring certain study be conducted; requiring report be issued by certain date; requiring Governor appoint Director; listing requirements for Director; listing duties of Director; authorizing the hiring of staff; requiring submission of certain strategic plan; authorizing the hiring of a Nuclear Permitting Coordinator; requiring coordinator have familiarity with certain processes; listing duties of coordinator; requiring coordinator provide certain assistance; requiring certain documentation be kept and available to public upon request; creating the Oklahoma Advanced Nuclear Development Revolving Fund; stating type of fund; stating content of fund; listing purpose of fund; providing for expenditures; requiring the establishment of certain grant program; providing details on granting of funds; requiring applicants submit certain information; prohibiting applicants from receiving certain grants; requiring certain notice of proposed grants; disallowing approval of certain grants if disapproved by certain individuals; authorizing extension of review; requiring certain written agreement; detailing terms of written agreement; limiting amount of grant rewards; authorizing certain reimbursement grants; listing

1 expenses that qualify for reimbursement; requiring
2 the showing proof of certain expenses; limiting
3 amount of reimbursement grants; authorizing the
4 promulgation of certain rules; requiring certain
5 permit for certain reimbursement grant; authorizing
6 the distribution of grants on a rolling basis;
7 stating process for distribution; authorizing grant
8 for completion of an operation nuclear reactor that
9 make certain interconnection; requiring the
10 establishment of certain procedures; requiring
11 certain application evaluation be made; listing
12 criteria for evaluation; requiring certain
13 information submitted be deemed confidential;
14 providing for codification; and providing an
15 effective date.

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

17 SECTION 1. NEW LAW A new section of law to be codified
18 in the Oklahoma Statutes as Section 10.10 of Title 74, unless there
19 is created a duplication in numbering, reads as follows:

20 As used in this act:

21 1. "Advanced nuclear project" means an electric generation
22 facility that relies on an advanced nuclear reactor to generate
23 power, steam, or heat, a nuclear fuel cycle facility that supplies
24 advanced nuclear reactors, or associated technologies supporting the
advanced nuclear energy industry;

2. "Advanced nuclear reactor" means a range of nuclear reactor
technologies determined by the Regulatory Commission to be either of
generation III+ or generation IV, including large light water

1 reactors, small modular reactors, microreactors, and nuclear
2 cogeneration;

3 3. "Construction permit" means a permit issued by the
4 Regulatory Commission for the construction of:

- 5 a. a nuclear production or utilization facility, or
- 6 b. a research or test reactor that contributes to the
7 future commercialization of that research or test
8 reactor technology;

9 4. "Director" means the Director of the Office;

10 5. "License" means a license issued by the Regulatory
11 Commission that authorizes the license holder to construct and
12 operate a nuclear power facility, such as a nuclear plant at a
13 specific site, with specified conditions;

14 6. "Office" means the Oklahoma Advanced Nuclear Energy Office
15 established under Section 2 of this act;

16 7. "Regulatory Commission" means the United States Nuclear
17 Regulatory Commission; and

18 8. "Utility Commission" means the Oklahoma Corporation
19 Commission.

20 SECTION 2. NEW LAW A new section of law to be codified
21 in the Oklahoma Statutes as Section 10.11 of Title 74, unless there
22 is created a duplication in numbering, reads as follows:

23 A. There is hereby created the Oklahoma Advanced Nuclear Energy
24 Office.

1 B. The purposes of the Office are to:

2 1. Provide strategic leadership for the advanced nuclear
3 reactor system in this state;

4 2. Collaborate with interested stakeholders and state and local
5 leaders to craft a statewide strategic advanced nuclear energy
6 public outreach program;

7 3. Promote the development of advanced nuclear reactors for
8 dispatchable electric generation while creating high-wage advanced
9 manufacturing jobs in this state;

10 4. Lead the transition to a balanced energy future by advancing
11 innovative nuclear energy generation technologies while delivering
12 safe, reliable, and clean energy solutions that address the state's
13 growing demand;

14 5. Enhance the state's energy security, foster economic growth,
15 and ensure the safety of future nuclear energy generation
16 development;

17 6. Identify barriers to the financial viability of nuclear
18 energy generation and regulatory and licensing complexities that
19 increase risk to developers of nuclear energy;

20 7. Leverage the expertise and capacity of institutions of
21 higher education, the nuclear energy industry, the industrial
22 manufacturing sector, and regulatory stakeholders to develop a
23 comprehensive strategic plan to ensure the development of advanced
24 nuclear energy and associated technologies in this state; and

1 8. Support the development of an advanced nuclear energy supply
2 chain and associated technologies in this state.

3 C. The Office may:

4 1. Subject to subsection D of this section, solicit and accept
5 gifts, grants, or loans from and contract with any entity;

6 2. Establish ad hoc advisory committees as necessary to carry
7 out the Office's duties under this chapter; and

8 3. Exercise any other power necessary to carry out the purposes
9 of this act.

10 D. The Office may not accept a gift, grant, or loan from or
11 contract with an applicant for or a beneficiary of a grant provided
12 pursuant to this act.

13 E. The Office may not require an advanced nuclear project to be
14 located in a specific location.

15 F. The Office may adopt and enforce rules necessary to carry
16 out the provisions of this act.

17 G. The Office and the Oklahoma Corporation Commission, with the
18 assistance of any other state entity the Office or the Utility
19 Commission determines is necessary, shall conduct a study to
20 identify necessary state regulatory functions related to nuclear
21 energy generation facilities in this state. The Office and the
22 Utility Commission shall submit the study to the Governor, the
23 President Pro Tempore of the Oklahoma State Senate, and the Speaker
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1 of the Oklahoma House of Representatives no later than December 1,
2 2027.

3 SECTION 3. NEW LAW A new section of law to be codified
4 in the Oklahoma Statutes as Section 10.12 of Title 74, unless there
5 is created a duplication in numbering, reads as follows:

6 A. The Governor shall appoint a Director of the Oklahoma
7 Advanced Nuclear Energy Office. The Director shall serve at the
8 pleasure of the Governor.

9 B. The Director shall have demonstrated:

- 10 1. Experience in the field of advanced nuclear energy; and
11 2. Executive and organizational ability.

12 C. The Director may not have any direct or indirect interests
13 that substantially conflict with the Director's duties.

14 D. The Director shall:

- 15 1. Manage the affairs of the Office;
16 2. Administer programs established by this act; and
17 3. Establish appropriate milestones and standards to ensure
18 proper use of money under this chapter.

19 E. The Director may hire staff as necessary to implement the
20 duties of the Office pursuant to this act.

21 SECTION 4. NEW LAW A new section of law to be codified
22 in the Oklahoma Statutes as Section 10.13 of Title 74, unless there
23 is created a duplication in numbering, reads as follows:

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1 Not later than December 1 of each even-numbered year, the
2 Director shall submit to the Governor, the President Pro Tempore of
3 the Oklahoma State Senate, and the Speaker of the Oklahoma House of
4 Representatives a strategic plan for furthering the goals, purposes,
5 and objectives established by this act.

6 SECTION 5. NEW LAW A new section of law to be codified
7 in the Oklahoma Statutes as Section 10.14 of Title 74, unless there
8 is created a duplication in numbering, reads as follows:

9 A. The Director of the Oklahoma Advanced Nuclear Energy Office
10 may employ a Nuclear Permitting Coordinator to assist businesses
11 throughout the nuclear energy permitting and regulatory process.

12 B. A Nuclear Permitting Coordinator shall have a demonstrated
13 familiarity with the permitting and regulatory process in this
14 state.

15 C. The Nuclear Permitting Coordinator shall:

16 1. Act as a single point of contact for stakeholders during the
17 nuclear energy permitting and regulatory process;

18 2. Identify active or likely siting opportunities and required
19 permits and approvals for nuclear energy generation sites and key
20 personnel; and

21 3. Provide guidance for regulated persons navigating local,
22 state, and federal regulations for nuclear energy generation
23 facilities.
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1 D. The Nuclear Permitting Coordinator shall make any assistance
2 provided under this section equally available to all businesses
3 engaged in the nuclear energy permitting and regulatory process.

4 E. The Nuclear Permitting Coordinator shall document all
5 activities carried out in the provision of assistance under this
6 section and make that information available to the public on
7 request.

8 SECTION 6. NEW LAW A new section of law to be codified
9 in the Oklahoma Statutes as Section 10.15 of Title 74, unless there
10 is created a duplication in numbering, reads as follows:

11 There is hereby created in the State Treasury a revolving fund
12 for the Oklahoma Advanced Nuclear Energy Office, established under
13 Section 2 of this act, to be designated the "Oklahoma Advanced
14 Nuclear Development Revolving Fund". The fund shall be a continuing
15 fund, not subject to fiscal year limitations. Subject to subsection
16 D of Section 2 of this act, the fund may consist of gifts, grants,
17 or donations. All monies accruing to the credit of the fund are
18 hereby appropriated and shall be budgeted and expended by the
19 Oklahoma Advanced Nuclear Energy Office for the purposes provided by
20 this section. Subject to the availability of funding, the Oklahoma
21 Advanced Nuclear Energy Office shall utilize the fund for the
22 restricted purposes of providing reimbursement-based grants to
23 eligible businesses, nonprofit organizations, and governmental
24 entities, including institutions of higher education, through the

1 programs established in this act and to pay for reasonable and
2 necessary costs for staff support necessary to facilitate the work
3 of the Oklahoma Advanced Nuclear Energy Office. Expenditures from
4 the fund shall be made upon warrants issued by the State Treasurer
5 against claims filed as prescribed by law with the Director of the
6 Office of Management and Enterprise Services for approval and
7 payment.

8 SECTION 7. NEW LAW A new section of law to be codified
9 in the Oklahoma Statutes as Section 10.16 of Title 74, unless there
10 is created a duplication in numbering, reads as follows:

11 A. The Oklahoma Advanced Nuclear Energy Office shall establish
12 grant programs under this act and the Director shall administer
13 those programs.

14 B. The Office may provide a grant pursuant to this act only to
15 reimburse expenses paid by a recipient using the recipient's own
16 funds. An applicant for a grant under the provisions of this act
17 may have received financial assistance or incentives from a local,
18 state, or federal source, but the Office may not provide a grant
19 pursuant to this act to reimburse expenses paid by a recipient or
20 the recipient's project partner using financial assistance or
21 incentives from the local, state, or federal source. An applicant
22 shall provide the Office with detailed information regarding any
23 financial assistance or incentives requested or received for the
24 project for which it is requesting grant funds.

1 C. An applicant that has received state-appropriated money for
2 an advanced nuclear reactor is not eligible to receive a grant under
3 Section 9 of this act.

4 D. The Office shall submit to the Lieutenant Governor and the
5 Speaker of the Oklahoma House of Representatives a notice of each
6 grant the office proposes to approve. The Office may not approve
7 the grant if both those officers submit a written communication to
8 the Office disapproving the grant on or before the thirtieth day
9 after the date the Office submits the notice of the proposed grant
10 to those officers. The Lieutenant Governor or Speaker of the
11 Oklahoma House of Representatives may extend the review deadline for
12 an additional fourteen (14) days by submitting a written notice to
13 that effect to the Office before the expiration of the initial
14 review period.

15 E. Before awarding a grant pursuant to this act, the Office
16 shall enter into a written agreement with the grant recipient. A
17 written agreement under this subsection shall:

18 1. Specify benchmarks and milestones for the completion of the
19 project for which the grant is provided; and

20 2. Require the grant recipient to repay to the state money
21 received from that grant if the recipient fails to reach the
22 specified benchmarks.
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1 F. The Office may not during a state fiscal year award out of
2 money appropriated for grants pursuant to this act a total amount
3 greater than:

4 1. Twenty percent (20%) of the appropriated money for grants
5 provided under Section 8 of this act; and

6 2. Eighty percent (80%) of the appropriated money for grants
7 provided under Section 9 of this act.

8 SECTION 8. NEW LAW A new section of law to be codified
9 in the Oklahoma Statutes as Section 10.17 of Title 74, unless there
10 is created a duplication in numbering, reads as follows:

11 A. The Oklahoma Advanced Nuclear Energy Office may provide a
12 reimbursement grant from the Oklahoma Advanced Nuclear Development
13 Fund, created in Section 6 of this act, pursuant to this section for
14 the expenses associated with or required for initial development of
15 an advanced nuclear project in this state.

16 B. Expenses that qualify for reimbursement under this section
17 are limited to expenses attributable or allocable to:

18 1. Technology development, including university technology
19 development;

20 2. Feasibility studies;

21 3. Site planning, including conceptual site-specific
22 engineering studies;

23 4. Front-end engineering design;

24 5. Site and environmental characterization;

1 6. Regulatory commission early site permit work;

2 7. Preparation of the construction permit or license
3 application to the Regulatory Commission;

4 8. Developing manufacturing capacity and readiness;

5 9. Fuel processing, manufacturing, and fabrication activities
6 essential to the fuel cycle supply;

7 10. Preparation of local, state, and nonregulatory commission
8 federal permits; and

9 11. Regulatory Commission licensing fees.

10 C. To be eligible for a reimbursement grant under this section,
11 an applicant must provide with an application proof of incurred
12 expenses described by subsection B of this section.

13 D. A grant provided under this section may not exceed the
14 lesser of:

15 1. Fifty percent (50%) of the amount of qualifying expenses
16 associated with the project; or

17 2. Twelve Million Five Hundred Thousand Dollars
18 (\$12,500,000.00).

19 E. The Office by rule shall establish procedures for the
20 application for and provision of a grant pursuant to this section.

21 SECTION 9. NEW LAW A new section of law to be codified
22 in the Oklahoma Statutes as Section 10.18 of Title 74, unless there
23 is created a duplication in numbering, reads as follows:

1 A. The Oklahoma Advanced Nuclear Energy Office may provide a
2 reimbursement grant from the Oklahoma Advanced Nuclear Development
3 Fund, created in Section 6 of this act, pursuant to this section for
4 expenses associated with the construction of an advanced nuclear
5 project in this state.

6 B. Expenses that qualify for reimbursement under this section
7 are limited to expenses associated with:

8 1. The Regulatory Commission's review of the construction
9 permit or license application;

10 2. Procurement and development of long-lead components; or

11 3. Construction activities, including the manufacture,
12 fabrication, quality assurance, placement, erection, installation,
13 modification, inspection, or testing of an advanced nuclear project.

14 C. To be eligible for a reimbursement grant under this section,
15 an applicant must provide with an application proof of incurred
16 expenses described by subsection B of this section.

17 D. A grant provided under this section may not exceed the
18 lesser of:

19 1. Fifty percent (50%) of the amount of qualifying expenses
20 associated with the project; or

21 2. One Hundred Twenty Million Dollars (\$120,000,000.00).

22 E. The Office by rule shall establish procedures for the
23 application for and provision of a grant under this section.

1 F. The Office may not provide a reimbursement grant for a
2 project under this section until the Regulatory Commission has
3 docketed a construction permit or license application for the
4 project.

5 G. The Office by rule shall establish a process to distribute
6 the proceeds of each grant awarded under this section to the grant
7 recipient on a rolling basis for qualifying expenses. The process
8 shall include milestones associated with:

- 9 1. The Regulatory Commission's permitting process; and
- 10 2. The recipient's financial investment decisions relating to
11 the project.

12 SECTION 10. NEW LAW A new section of law to be codified
13 in the Oklahoma Statutes as Section 10.19 of Title 74, unless there
14 is created a duplication in numbering, reads as follows:

15 A. The Oklahoma Advanced Nuclear Energy Office may provide a
16 grant pursuant to this act for the costs associated with the
17 completion of an operational advanced nuclear reactor in this state
18 that is interconnected with the Southwest Power Pool (SPP) power
19 grid.

20 B. The Office, in consultation with the Oklahoma Corporation
21 Commission, by rule shall establish the amount of a grant the Office
22 will provide under this section on a per megawatt basis according to
23 the generation capacity of the advanced nuclear reactor.

1 C. The Office, in consultation with the Oklahoma Corporation
2 Commission, by rule shall establish procedures for:

- 3 1. The application for and award of a grant under this section;
- 4 2. The administration of the grant program; and
- 5 3. Providing grants according to a tiered system based on the
6 amount of electricity in megawatts provided to the SPP grid by an
7 advanced nuclear reactor.

8 SECTION 11. NEW LAW A new section of law to be codified
9 in the Oklahoma Statutes as Section 10.20 of Title 74, unless there
10 is created a duplication in numbering, reads as follows:

11 The Oklahoma Advanced Nuclear Energy Office shall evaluate each
12 application for a grant pursuant to this act based upon the
13 project's potential benefit to this state and the grant applicant's:

- 14 1. Quality of services and management;
- 15 2. Efficiency of operations;
- 16 3. Access to resources essential for operating the project for
17 which the grant is requested, such as land, water, and reliable
18 infrastructure, as applicable;
- 19 4. Application for or docketing of a permit or license with the
20 Regulatory Commission; and
- 21 5. Ability to repay the grant if project benchmarks are not
22 met.

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1 SECTION 12. NEW LAW A new section of law to be codified
2 in the Oklahoma Statutes as Section 10.21 of Title 74, unless there
3 is created a duplication in numbering, reads as follows:

4 Information submitted to the Oklahoma Advanced Nuclear Energy
5 Office in an application for a grant pursuant to this act is
6 confidential and not subject to disclosure.

7 SECTION 13. This act shall become effective November 1, 2026.

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