

1 **HOUSE OF REPRESENTATIVES - FLOOR VERSION**

2 STATE OF OKLAHOMA

3 1st Session of the 60th Legislature (2025)

4 ENGROSSED SENATE
5 BILL NO. 469

By: Woods of the Senate

and

Boles of the House

6
7
8
9 An Act relating to the Oklahoma Emission Reduction
10 Technology Rebate Program; amending Section 4,
11 Chapter 346, O.S.L. 2022, as amended by Section 3,
12 Chapter 353, O.S.L. 2024 (68 O.S. Supp. 2024, Section
13 55009), which relates to the Oklahoma Emission
14 Reduction Technology Incentive Act; modifying
15 eligibility requirements for rebate payment;
16 clarifying statutory language; providing an effective
17 date; and declaring an emergency.

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

19 SECTION 1. AMENDATORY Section 4, Chapter 346, O.S.L.
20 2022, as amended by Section 3, Chapter 353, O.S.L. 2024 (68 O.S.
21 Supp. 2024, Section 55009), is amended to read as follows:

22 Section 55009. A. Upon July 1, 2022, there is hereby created
23 the Oklahoma Emission Reduction Technology Rebate Program. There is
24 hereby created a rebate in the amount of up to twenty-five percent
25 (25%) of documented expenditures made in this state directly

1 attributable to the implementation of a qualified Emission Reduction
2 Project.

3 B. The rebate program shall be administered by the Department
4 of Environmental Quality and the Oklahoma Tax Commission, as
5 provided in the Oklahoma Emission Reduction Technology Incentive
6 Act.

7 C. To be eligible for a rebate payment:

8 1. The applicant responsible for the implementation of a
9 qualified Emission Reduction Project in this state shall submit
10 documentation to the Department of Environmental Quality no later
11 than six (6) months after the end of the fiscal year in which the
12 ~~expenditures were made~~ implementation of the qualified Emission
13 Reduction Project was completed, stating the amount of expenditures
14 made in this state directly related to the implementation of the
15 qualified Emission Reduction Project; provided, all applications for
16 rebate payment shall be submitted to the Department no later than
17 six (6) months prior to the date of cessation of the Oklahoma
18 Emission Reduction Technology Rebate Program, as provided in Section
19 55012 of this title. The Department of Environmental Quality shall
20 additionally establish a process whereby an applicant may submit a
21 rebate payment application for preliminary review and approval prior
22 to the expenditure of project funds. Any approval through this
23 alternative process shall be subject to final approval as determined
24 necessary by the Department of Environmental Quality;

1 2. The applicant has filed all Oklahoma tax returns and tax
2 documents which are required by the laws of this state; and

3 3. The applicant shall provide evidence of a certificate of
4 general liability insurance with a minimum coverage of One Million
5 Dollars (\$1,000,000.00) and a workers' compensation policy pursuant
6 to the laws of this state which shall include coverage of employer's
7 liability.

8 D. The Department of Environmental Quality shall approve or
9 disapprove all claims for a rebate payment and shall notify the
10 Oklahoma Tax Commission. The Tax Commission shall, upon
11 notification of final approval from the Department of Environmental
12 Quality, issue a rebate payment for all approved claims from funds
13 in the Oklahoma Emission Reduction Technology Upstream and Midstream
14 Incentive Revolving Fund and the Oklahoma Emission Reduction
15 Technology Downstream Incentive Revolving Fund, both created in
16 Section 55010 of this title. If the amount of the approved claims
17 exceeds the amount available in either fund, during a fiscal year,
18 payments shall be made proportionally to all the parties making a
19 claim prior to the deadline which is approved by the Department of
20 Environmental Quality.

21 E. Approved claims for rebate that exceed the balance of the
22 Oklahoma Emission Reduction Technology Upstream and Midstream
23 Incentive Revolving Fund and the Oklahoma Emission Reduction
24 Technology Downstream Incentive Revolving Fund, both created in

1 Section 55010 of this title, may be paid in part and the unpaid
2 portion shall be paid upon the applicable fund reaching a sufficient
3 balance in the order in which the claims are approved by the
4 Department.

5 SECTION 2. This act shall become effective July 1, 2025.

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

10

11 COMMITTEE REPORT BY: COMMITTEE ON ENERGY, dated 04/16/2025 - DO
12 PASS.

13

14

15

16

17

18

19

20

21

22

23

24

25