

[TO SUBSTITUTE BILL No. 1]

- 1 Page 2-line 2 After "18-5-504(a)" insert "(intro)".
2
3 Page 2-line 3 Delete "new paragraphs" and insert "a new
4 paragraph"; delete "and (viii)".
5
6 Page 2-line 4 After "subsection (c)" delete "and" and insert
7 ", "; after "(d)" insert "and by creating a new
8 subsection (e)".
9
10 Page 11-lines 15 and 16 Delete entirely.
11
12 Page 13-after line 8 Insert:
13
14 "(e) For a permit granted for a wind energy facility under
15 this article, there shall be no vertical construction of a wind
16 turbine within two (2) nautical miles of any active federal
17 military missile launch or control facility, unless the owner or
18 developer of the wind energy facility first obtains and furnishes
19 documentation to the board of county commissioners of:
20
21 (i) A written determination of no adverse impact on
22 nuclear security operations from the military installation
23 commander or the commander's designee. The determination shall not
24 be unreasonably withheld or denied;
25
26 (ii) A determination of no hazard from the federal
27 aviation administration; and
28
29 (iii) Documentation from the federal military aviation
30 and installation assurance siting clearinghouse that resolves any
31 potential adverse impact on military operations and readiness and
32 that commits to implement required mitigation measures."
33
34
35 Page 23-line 11 After "(g)" delete balance of line.
36
37 Page 23-line 12 Delete "W.S. 18-5-501 through 18-5-513 for
38 any" and insert "For a permit issued for a
39 facility meeting the definition of
40 W.S. 35-12-102(a)(vii)(E), there shall be
41 no".
42

1 Page 23-line 15 Delete "wind energy".
2
3 Page 23-line 16 Delete "proof" and insert "documentation";
4 delete "council" and insert "division".
5
6 Page 23-line 20 After "designee" insert ". The determination
7 shall not be unreasonably withheld or denied".
8 NETHERCOTT