

Sixty-first
Legislative Assembly
of North Dakota

HOUSE BILL NO.

Introduced by

Representative Nelson

1 A BILL for an Act to create and enact a new section to chapter 17-04 of the North Dakota
2 Century Code, relating to a code of conduct for wind rights lessees.

3 **BE IT ENACTED BY THE LEGISLATIVE ASSEMBLY OF NORTH DAKOTA:**

4 **SECTION 1.** A new section to chapter 17-04 of the North Dakota Century Code is
5 created and enacted as follows:

6 **Code of conduct for wind energy leases.** The public service commission shall
7 establish a code of conduct for wind lessees that specifies standards of conduct of wind lease
8 negotiations and included basic wind lease terms for wind energy leases. A wind rights lessee
9 shall provide a copy of the code of conduct to any person the lessee enter into discussions for
10 the lease of wind rights. The first visible page of the code of conduct must contain a statement
11 in bold twenty point type that states we do not follow the code of conduct or we follow the code
12 of conduct, as the case may be. The wind rights lessee must file a statement with the
13 commission the lessee's intention as to whether to follow the code of conduct. A wind rights
14 lessee that includes the statement that we follow the code of conduct and does not follow the
15 code of conduct has made a misrepresentation of a material fact in a subsequent lease.