

Sixty-first  
Legislative Assembly  
of North Dakota

## HOUSE CONCURRENT RESOLUTION NO.

Introduced by

Representative Mueller

- 1 A concurrent resolution directing the Legislative Council to study the allocation of wind rights.
- 2 **WHEREAS**, defining wind rights and establishing a connection between wind rights and
- 3 the surface estate would provide all stakeholders consistency and stability in the development
- 4 of wind power; and
- 5 **WHEREAS**, noise and visual disturbances created by wind towers are issues that are
- 6 best addressed at the beginning stages of a wind farm and in a consistent manner; and
- 7 **WHEREAS**, consistent spacing between wind turbines and from property boundaries
- 8 provides for fair allocation of wind resources while respecting property rights; and
- 9 **WHEREAS**, other rights as to natural resources, for example, oil and gas, which are
- 10 connected with real property are allocated in relation to the surface rights and not on a
- 11 first-come first-serve basis;
- 12 **NOW, THEREFORE, BE IT RESOLVED BY THE HOUSE OF REPRESENTATIVES**
- 13 **OF NORTH DAKOTA, THE SENATE CONCURRING THEREIN:**
- 14 That the Legislative Council study the allocation of wind rights; and
- 15 **BE IT FURTHER RESOLVED**, that the Legislative Council report its findings and
- 16 recommendations, together with any legislation required to implement the recommendations, to
- 17 the Sixty-second Legislative Assembly.