

Sixty-first  
Legislative Assembly  
of North Dakota

ENGROSSED HOUSE BILL NO. 1426

Introduced by

Representatives Mueller, S. Kelsh, Nelson

Senators Fischer, Flakoll, Horne

1 A BILL for an Act to create and enact a new section to chapter 49-22 of the North Dakota  
2 Century Code, relating to the wind tower setbacks.

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

4 **SECTION 1.** A new section to chapter 49-22 of the North Dakota Century Code is  
5 created and enacted as follows:

6 **Wind tower setbacks.** Before April 1, 2010, the commission shall adopt rules for a  
7 wind energy facility that exceeds five hundred kilowatts relating to minimum wind tower setback  
8 requirements to provide consistency in the development of wind energy and standardized  
9 exemptions from setback requirements as appropriate.