

PROPOSED AMENDMENTS TO ENGROSSED HOUSE BILL NO. 1449

That the Senate recede from its amendments as printed on pages 1012 and 1013 of the Senate Journal and page 1177 of the House Journal and that Engrossed House Bill No. 1449 be amended as follows:

Page 1, line 1, after "49-02-27" insert "and subdivision a of subsection 5 of section 49-22-03"

Page 1, line 2, after "facilities" insert "and to the definition of energy conversion facility; and to provide for a legislative council study of the development of wind and other natural resources"

Page 1, line 8, overstrike "may" and insert immediately thereafter "shall"

Page 1, line 9, overstrike "may" and insert immediately thereafter "must"

Page 1, line 15, overstrike "and"

Page 1, line 17, after "restored" insert "; and

f. Present and future natural resource development"

Page 1, line 19, replace "the facility remaining after" with "underground foundation not removed during"

Page 1, line 20, replace "remaining portion of the facility" with "such underground foundation"

Page 1, line 21, replace "The facility includes any cables, foundations, buildings, or other ancillary" with:

**"SECTION 2. AMENDMENT.** Subdivision a of subsection 5 of section 49-22-03 of the North Dakota Century Code is amended and reenacted as follows:

a. ~~Generation of one hundred thousand kilowatts or more~~ exceeding sixty megawatts of electricity;

**SECTION 3. LEGISLATIVE COUNCIL STUDY - DEVELOPMENT OF WIND AND OTHER NATURAL RESOURCES.** During the 2009-10 interim, the legislative council shall study the development of wind resources and other natural resources in the same location. The study must include a review of laws relating to the siting and decommissioning of wind energy conversion facilities, the desirability of an environmental assessment as a condition of siting, and the desirability of regulation to address the effects of wind energy conversion facilities on water, soil, cultural resources, and future development of other natural resources. The legislative council shall report its findings and recommendations, together with any legislation required to implement the recommendations, to the sixty-second legislative assembly."

Page 1, remove line 22

Re-number accordingly