



## House Energy & Natural Resources Committee

Thursday, March 4, 2021

### Testimony in Support of House Bill No. 2263

Chairman Porter and Members of the Committee,

Wind Industry of North Dakota (WIND) supports SB 2263, which requires applicants of projects to provide notice to affected landowners. WIND is a coalition of wind industry members who believe North Dakota should harness its abundance of wind for the continued benefit of its communities and residents. WIND's members include American Clean Power Association (formerly the American Wind Energy Association), Apex Clean Energy, Capital Power, EDF Renewables, Enel North America, Invenergy, NextEra Energy Resources, and Orsted.

The goal of the bill is for the applicant of a project at the PSC to provide notice of the application to landowners within the site or corridor for the project. We'd respectfully request two friendly and technical, clarifying amendments, which are attached. The first is to clarify who is considered the owner of property to which notice must be given. This clarification simply harmonizes the language with the property tax code. The second technical amendment makes it explicitly clear that this new notice requirement is applicable only to siting applications that have been submitted after the effective date of the legislation, August 1, 2021. There could be instances in which a project is in the middle of a siting process when the new notice requirement would become effective, and this amendment makes clear that only for applications filed after August 1, 2021, will this new notice requirement be applied.

WIND appreciates your consideration and respectfully urges a DO PASS recommendation with this amendment.



Wind Industry of North Dakota

**Please feel free to contact any of us for continued discussion.**

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**PROPOSED AMENDMENT TO SENATE BILL NO. 2263**

By Wind Industry of ND

Page 2, line 17, after “owner” insert “identified by the county treasurer”, remove “designated”, after the second “the” insert “real estate tax statement”, and remove “property tax bill sent by the county”

Page 2, line 18 remove “treasurer”

Page 3, after line 7 insert a new section:

**SECTION 2.** This Act applies to siting applications filed after the August 1, 2021.

Renumber accordingly