

April 11, 2017

PROPOSED AMENDMENTS TO ENGROSSED SENATE BILL NO. 2313

That the House recede from its amendments as printed on page 850 of the Senate Journal and page 1017 of the House Journal and that Engrossed Senate Bill No. 2313 be amended as follows:

Page 1, line 3, remove "17-04-03,"

Page 1, line 3, remove the second comma

Page 1, line 4, remove "the creation and duration of wind energy easements,"

Page 1, line 5, remove the comma

Page 1, line 6, after the semicolon insert "to provide a statement of legislative intent;"

Page 1, line 12, replace the first "and" with an underscored comma

Page 1, line 12, after "support" insert ", and outreach"

Page 1, line 17, remove "The program may provide technical education, support, and outreach on wind-related"

Page 1, remove line 18

Page 1, line 19, remove "4."

Page 1, after line 21, insert:

"4. The agriculture commissioner shall work in cooperation with the public service commission to carry out the duties described in this section."

Page 1, remove lines 22 and 23

Page 2, remove lines 1 through 12

Page 3, line 12, after "and" insert "less than"

Page 3, line 12, after "turbine" insert "or more"

Page 3, line 12, remove "any"

Page 3, line 13, remove "quarter section of property containing"

Page 3, line 13, replace "occupied" with "inhabited rural"

Page 3, line 15, replace "A variance may be granted" with "The commission may grant a variance"

Page 3, line 16, after "permittee" insert ", the nonparticipating landowner,"

Page 3, line 21, after the underscored period insert "A local zoning authority may require setback distances greater than those required under this subsection. For purposes of this subsection, "height of the turbine" means the distance from the base of the wind turbine to the turbine blade tip when it is in its highest position."

**SECTION 4. LEGISLATIVE INTENT - WIND ENERGY RESTORATION AND RECLAMATION OVERSIGHT PROGRAM.** It is the intent of the sixty-fifth legislative assembly that the agriculture commissioner establish the wind property restoration and reclamation oversight program, created in section 1 of this Act, using existing operating funds."

Page 3, line 22, replace "4" with "3"

Page 3, line 22, remove "have applied"

Page 3, line 23, replace "for" with "receive"

Page 3, line 23, replace "December 31" with "August 1"

Renumber accordingly