

SF0132SW001

Delete the Senate standing committee amendment (SF0132SS001/A) entirely and further amend as follows:

Page 1-line 8 After "18-5-503(a)(i)" insert "," and delete "and".

Page 1-line 9 After "(d)" insert "and 35-12-106 by creating a new subsection (g)".

Page 2-line 7 After "facility," insert "to the military installation commander or the commander's designee if there are any active federal military missile launch or control facilities within five (5) miles of the proposed facility, to the department of transportation"; reinsert stricken "and".

Page 2-line 8 Delete "and to the military".

Page 2-lines 9 through 11 Delete entirely and insert ". Notice".

Page 2-lines 19 through 23 Delete entirely.

Page 3-lines 1 through 6 Delete entirely and insert:

"(d) For a permit granted for a wind energy facility under this article, there shall be no vertical construction of a wind turbine within two (2) nautical miles of any active federal military missile launch or control facility, unless the owner or developer of the wind energy facility first obtains and furnishes documentation to the board of county commissioners of:

(i) A written determination of no adverse impact on nuclear security operations from the military installation commander or the commander's designee. The determination shall not be unreasonably withheld or denied;

(ii) A determination of no hazard from the federal aviation administration; and

(iii) Documentation from the federal military aviation and installation assurance siting clearinghouse that resolves any

1 potential adverse impact on military operations and readiness and
2 that commits to implement required mitigation measures.".
3

4 Page 3-after line 6 Insert:

5
6 **"35-12-106. Permit from council required prior to commencing**
7 **construction of facility; electronic permitting; amendments;**
8 **exceptions; federal requirements.**
9

10 (g) For a permit issued for a facility meeting the definition
11 of W.S. 35-12-102(a)(vii)(E), there shall be no vertical
12 construction of a wind turbine within two (2) nautical miles of
13 any active federal military missile launch or control facility,
14 unless the owner or developer of the facility first obtains and
15 furnishes documentation to the division of:
16

17 (i) A written determination of no adverse impact on
18 nuclear security operations from the military installation
19 commander or the commander's designee. The determination shall not
20 be unreasonably withheld or denied;
21

22 (ii) A determination of no hazard from the federal
23 aviation administration; and
24

25 (iii) Documentation from the federal military aviation
26 and installation assurance siting clearinghouse that resolves any
27 potential adverse impact on military operations and readiness and
28 that commits to implement required mitigation measures.".
29

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