

**DRAFT ONLY
NOT APPROVED FOR
INTRODUCTION**

HOUSE BILL NO.

Wind and solar facilities-siting near military facilities.

Sponsored by: Joint Transportation, Highways & Military
Affairs Interim Committee

A BILL

for

1 AN ACT relating to siting of solar and wind energy
2 facilities; amending the permissions and setback distance
3 from an active federal military missile site; and providing
4 for an effective date.

5

6 *Be It Enacted by the Legislature of the State of Wyoming:*

7

8 **Section 1.** W.S. 18-5-504(e)(intro) and

9 35-12-106(g)(intro) are amended to read:

10

11 **18-5-504. Minimum standards; incorporation into other**
12 **processes.**

1

2 (e) For a permit granted for a wind energy facility
3 under this article, there shall be no vertical construction
4 of a wind turbine within ~~two (2)~~ one (1) nautical ~~miles~~
5 mile of any active federal military missile launch or
6 control facility, unless the owner or developer of the wind
7 energy facility first obtains and furnishes documentation
8 to the board of county commissioners of the following, and
9 provided that the following items are not unreasonably
10 withheld by the issuing body:

11

12 **35-12-106. Permit from council required before**
13 **commencing construction of facility; electronic permitting;**
14 **amendments; exceptions; federal requirements.**

15

16 (g) For a permit issued for a facility meeting the
17 definition of W.S. 35-12-102(a)(vii)(E), there shall be no
18 vertical construction of a wind turbine within ~~two (2)~~ one
19 (1) nautical ~~miles~~ mile of any active federal military
20 missile launch or control facility, unless the owner or
21 developer of the facility first obtains and furnishes
22 documentation to the division of the following, and

1 provided that the following items are not unreasonably
2 withheld by the issuing body:

3

4 **Section 2.** This act is effective July 1, 2021.

5

6 (END)