

GENERAL ASSEMBLY OF NORTH CAROLINA
SESSION 2019

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SENATE BILL 377
Finance Committee Substitute Adopted 6/5/19
PROPOSED HOUSE COMMITTEE SUBSTITUTE S377-CSRI-20 [v.4]
6/24/2019 7:49:07 PM

Short Title: Military Base Protection Act.

(Public)

Sponsors:

Referred to:

March 28, 2019

1 AN ACT TO AMEND VARIOUS STATUTES GOVERNING THE PERMITTING OF WIND
2 ENERGY FACILITIES.

3 The General Assembly of North Carolina enacts:

4 **SECTION 1.** G.S. 143-215.115 reads as rewritten:

5 "**§ 143-215.115. Definitions.**

6 In addition to the definitions set forth in G.S. 143-212, the following definitions apply to this
7 Article:

8 ...

9 (4) "Commanding military officer's designee" means an individual appointed by
10 a commanding military officer, who may represent the interests of the military
11 installation of the commanding military officer they represent. The designee
12 shall provide information from the major military installation or the
13 commanding military officer they represent to the Department. The interests
14 the designee represents may include the ongoing training and mission
15 currently being conducted at the major military installation they represent."

16 **SECTION 2.** G.S. 143-215.119 reads as rewritten:

17 "**§ 143-215.119. Permit application requirements; fees; notice of receipt of completed**
18 **permit; public hearing; public comment.**

19 ...

20 (d) Notice of Receipt of Complete Permit Application. – Within 10 days of receipt of a
21 complete permit application for a proposed wind energy facility or proposed wind energy facility
22 expansion submitted pursuant to subsection (a) of this section, the Department shall provide
23 notice of the permit application to (i) the commanding military officer of all major military
24 installations, (ii) the commanding military officer of any military installation located outside the
25 State that is located within 50 nautical miles of the location of the proposed wind energy facility
26 or proposed wind energy facility expansion, and (iii) the board of commissioners for each county
27 and the governing body of each municipality in which the wind energy facility or wind energy
28 facility expansion is proposed to be located. The notice shall include:

29 (1) A copy of the map showing the location of the proposed wind energy facility
30 or proposed wind energy facility expansion that includes the specific locations
31 of wind turbines.

32 (2) A written request to the commanding military officer of a major military
33 installation or the commanding military officer's designee, for technical
34 information related to any adverse impact on the installation's operations,
35 training, or mission, including maps and narrative information identifying



1 military air navigation routes, air traffic control areas, military training routes,
2 special-use air space, radar or other military operations that may be affected.
3 (3) A written request for information related to potential adverse impacts of the
4 proposed wind energy facility or proposed wind energy facility expansion on
5 local governments from the board of commissioners for each county and the
6 governing body of each municipality."
7"

8 **SECTION 3.** This act is effective when it becomes law and applies to applications
9 pending or submitted on or after that date.