

SENATE CHAMBER

STATE OF OKLAHOMA

DISPOSITION

☒ FLOOR AMENDMENT

No. 1

☐ COMMITTEE AMENDMENT

(Date)

I move to amend Senate Bill No. 1913 by substituting the attached floor substitute (Request No. 3554) for the title, enacting clause and entire body of the measure.

Submitted by:

Darrell Jech
Senator Jech

I hereby grant permission for the floor substitute to be adopted.

[Signature]
Senator Paxton, Chair (required)

[Signature]
Senator Green

[Signature]
Senator Boren

[Signature]
Senator Bullard

[Signature]
Senator Deever

[Signature]
Senator Dossett

[Signature]
Senator Treat, President Pro Tempore

[Signature]
Senator Howard

[Signature]
Senator Jett

[Signature]
Senator Kidd

[Signature]
Senator Newhouse

[Signature]
Senator Rader

[Signature]
Senator Woods

[Signature]
Senator McCortney, Majority Floor Leader

Note: Energy and Telecommunications committee majority requires seven (7) members' signatures.

Jech-RD-FS-SB1913

2/19/2024 9:58 AM

(Floor Amendments Only)

Date and Time Filed: 2-20-24

9:23 am jd

☐ Untimely

☐ Amendment Cycle Extended

☐ Secondary Amendment

STATE OF OKLAHOMA

2nd Session of the 59th Legislature (2024)

FLOOR SUBSTITUTE
FOR

SENATE BILL NO. 1913

By: Jech of the Senate

and

Newton of the House

FLOOR SUBSTITUTE

An Act relating to wind energy facilities; defining terms; requiring certain newly established facilities to apply for certain light-mitigating technology system prior to commencement; requiring existing wind energy facilities to apply for certain light-mitigating technology system by certain date; providing for issuance of revenue bond by county; requiring costs to be assumed by facility developer, owner, or operator; directing rule promulgation; providing for codification; and providing an effective date.

BE IT ENACTED BY THE PEOPLE OF THE STATE OF OKLAHOMA:

SECTION 1. NEW LAW A new section of law to be codified in the Oklahoma Statutes as Section 160.23 of Title 17, unless there is created a duplication in numbering, reads as follows:

A. As used in this section:

1 1. "Light-mitigating technology system" means aircraft
2 detection lighting or any other comparable system capable of
3 reducing the impact of facility obstruction lighting while
4 maintaining conspicuity sufficient to assist aircraft in identifying
5 and avoiding collision with a wind energy facility; and

6 2. "Wind energy facility" means an electrical generation
7 facility consisting of one or more wind turbines under common
8 ownership or operating control, and includes substations,
9 meteorological data towers, aboveground and underground electrical
10 transmission lines, transformers, control systems, and other
11 buildings or facilities used to support the operation of the
12 facility, and whose primary purpose is to supply electricity to an
13 off-site customer or customers. Wind energy facility shall not
14 include a wind energy facility located entirely on property held in
15 fee simple absolute estate by the owner of the wind energy facility.

16 B. On and after the effective date of this act, no new wind
17 energy facility may commence operations in this state unless the
18 developer, owner, or operator of the facility applies to the Federal
19 Aviation Administration (FAA) for installation of a light-mitigating
20 technology system that complies with FAA regulations provided in 14
21 C.F.R., Section 1.1 et seq. If approved by the FAA, the developer,
22 owner, or operator of such facility shall install the light-
23 mitigating technology system on the facility within twenty-four (24)
24 months after receipt of approval.

1 C. On and after January 1, 2027, any developer, owner, or
2 operator of a wind energy facility that has commenced commercial
3 operations in this state without a light-mitigating technology
4 system shall apply to the FAA for installation of a light-mitigating
5 technology system that complies with FAA regulations provided in 14
6 C.F.R., Section 1.1 et seq. If approved by the FAA, the developer,
7 owner, or operator of such facility shall install the light-
8 mitigating technology system on the facility within thirty-six (36)
9 months after receipt of approval.

10 D. Any county may issue revenue bonds for the purpose of paying
11 all or part of the costs of the purchase, acquisition, and equipping
12 of a light-mitigating technology system, subject to the approval of
13 the FAA, for a wind energy facility that has commenced operations
14 prior to the effective date of this act without a light-mitigating
15 technology system.

16 E. Any costs associated with the installation, implementation,
17 operation, and maintenance of a light-mitigating technology system
18 shall be the responsibility of the developer, owner, or operator of
19 the wind energy facility.

20 F. Wind energy facilities shall maintain operations of
21 installed light-mitigating technology systems in accordance with
22 Corporation Commission rule.
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24

1 G. The Corporation Commission shall have authority to enforce
2 the provisions of this section and may promulgate rules to
3 effectuate the provisions of this section.

4 SECTION 2. This act shall become effective November 1, 2024.

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6 59-2-3554 RD 2/20/2024 9:43:36 AM

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