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3 State of Arkansas
4 95th General Assembly

A Bill

ANS/ANS
HOUSE BILL

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6
7 By: Representative Ladyman

8
9 Filed with: House Committee on Insurance and Commerce
10 pursuant to A.C.A. §10-3-217.

11 **For An Act To Be Entitled**

12 AN ACT CONCERNING WIND ENERGY PRODUCTION; TO REGULATE
13 ENERGY PRODUCTION BY WIND; AND FOR OTHER PURPOSES.

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16 **Subtitle**

17 CONCERNING WIND ENERGY PRODUCTION; AND
18 TO REGULATE ENERGY PRODUCTION BY WIND.

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20 BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF ARKANSAS:

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22 SECTION 1. Arkansas Code Title 23, Chapter 18, is amended to add an
23 additional subchapter to read as follows:

24
25 Subchapter 13 – Wind Energy Production Act

26
27 23-18-1301. Title.

28 This subchapter shall be known and may be cited as the "Wind Energy
29 Production Act".

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31 23-18-1302. Regulation of wind energy production – Rules.

32 (a) The Arkansas Public Service Commission shall regulate wind energy
33 production, including without limitation wind farms and wind turbines.

34 (b)(1) The commission shall promulgate rules to administer this
35 subchapter.

36 (2) The rules promulgated under subdivision (b)(1) of this

1 section shall include without limitation:

2 (A) Setback requirements for real property that is
3 adjacent to a wind farm;

4 (B) Decommissioning requirements for a wind farm after the
5 end of a wind farm's useful life;

6 (C) Appropriate noise limitations for a wind farm;

7 (D) Restrictions regarding shadow infiltration effects on
8 real property that is adjacent to a wind farm;

9 (E) Aviation or flight regulations applicable to a crop
10 duster that is working in close proximity to a wind turbine; and

11 (F) Monitoring requirements regarding the extent of damage
12 to the environment and animal life on a wind farm.

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15 Referred by Representative Ladyman

16 Prepared by: ANS/ANS

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