

GENERAL ASSEMBLY OF NORTH CAROLINA
SESSION 2019

S

3

SENATE BILL 377
Finance Committee Substitute Adopted 6/5/19
House Committee Substitute Favorable 6/25/19

Short Title: Military Base Protection Act.

(Public)

Sponsors:

Referred to:

March 28, 2019

1 A BILL TO BE ENTITLED
2 AN ACT TO AMEND VARIOUS STATUTES GOVERNING THE PERMITTING OF WIND
3 ENERGY FACILITIES.

4 The General Assembly of North Carolina enacts:

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

6 "§ 143-215.115. Definitions.

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

9 ...

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

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

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

20 ...

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

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

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



1 training, or mission, including maps and narrative information identifying
2 military air navigation routes, air traffic control areas, military training routes,
3 special-use air space, radar or other military operations that may be affected.
4 (3) A written request for information related to potential adverse impacts of the
5 proposed wind energy facility or proposed wind energy facility expansion on
6 local governments from the board of commissioners for each county and the
7 governing body of each municipality.
8"
9 **SECTION 3.** This act is effective when it becomes law and applies to applications
10 pending or submitted on or after that date.