

State of South Dakota

SEVENTY-EIGHTH SESSION
LEGISLATIVE ASSEMBLY, 2003

980I0659

SENATE STATE AFFAIRS COMMITTEE ENGROSSED

NO. **SB 166** - 02/14/2003

This bill has been extensively amended (hoghoused) and may no longer be consistent with the original intention of the sponsor.

Introduced by: Senator Diedrich (Larry) and Representative Begalka

1 FOR AN ACT ENTITLED, An Act to require the notification of certain telecommunication
2 companies of the development of a wind collector system and to provide for a planning
3 meeting.

4 BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF SOUTH DAKOTA:

5 Section 1. As used in this Act, the term, wind collector system, means all power lines and
6 associated equipment located between the first substation and the wind turbines that collect
7 electricity and transmit it from the wind turbines to the first substation.

8 Section 2. Any person, any political subdivision of this state, or any other public or private
9 entity, however organized, that constructs, maintains, or operates a wind collector system for
10 the purpose of producing electric energy shall, prior to the conclusion of planning for
11 construction of any such project, notify in writing any telecommunications company having
12 telecommunications facilities located within one mile of the proposed site, according to the
13 records of the one-call notification system established by chapter 49-7A, of the intent to
14 construct and the proposed location of the wind collector system. The telecommunications
15 company shall contact the developer of the wind collector system at the address given in the



1 notice required by this section within thirty days of the notice required by this Act and request
2 a planning meeting to be held within thirty days of the request with the developer of the wind
3 collector system at a location mutually convenient to both parties. A planning meeting, once
4 properly requested, shall be held and attended by knowledgeable representatives of the parties.
5 If no request for a planning meeting is made, the developer is not required to meet with the
6 telecommunications company. At the meeting the parties may discuss any concerns with the
7 location or engineering design of the wind collector system, including the avoidance of inductive
8 interference associated with the project.