

BILL SUMMARY
1st Session of the 60th Legislature

Bill No.:	HB 2142
Version:	POLREC
Request Number:	12804
Author:	Rep. Kannady
Date:	3/4/2025
Impact:	\$0

Research Analysis

The policy committee recommendation for HB 2142 provides that construction or modification of a facility structure, specifically a wind turbine or other structure located on a wind energy facility, may not encroach upon or have an adverse impact on the mission, training, or operations of any military installation or branch of the military as determined by the Clearinghouse and the FAA. The measure outlines what would be considered an adverse impact in this case. A facility structure may not be constructed or expanded unless there is an active determination of no hazard and any adverse impacts have been resolved. Before expansion of construction of a facility structure and within 30 days of submitting an application to the FAAA, an owner must file a copy of the FAA application with the Department. The Oklahoma Military Department will provide a copy of the application to the affected military entities within 15 days of receiving a copy. The owner must provide the Department with documentation within 30 days of receiving final notification for the FAA or a Notice of Presumed Risk from the Department of Defense. Documentation is confidential and not subject to the open records act. The Department may charge an administrative penalty to the owner for failing to submit documentation and stakeholder is allowed to bring an action in court.

Prepared By: Suzie Nahach, House Research Staff

Fiscal Analysis

The policy committee recommendation to HB 2142 prohibits construction of certain facilities that may have some adverse impact to certain military operations as defined by the measure. The measure is procedural, does not mandate any expenditure by the Oklahoma Military Department, and the associated fee primarily serves as a deterrent for violation of such procedure. Therefore, the measure is not anticipated to have a direct fiscal impact on the state budget or appropriations

Prepared By: Zach Lein, House Fiscal Staff

Other Considerations

None.