

H. B. 3238

(By Delegates Howell, Evans, Hamilton, M. Poling,
Rowan and Shaver)

[Introduced February 21, 2011; referred to the
Committee on the Judiciary.]

A BILL to amend the Code of West Virginia, 1931, as amended, by
adding thereto a new section, designated §24-2F-11a, relating
to the Alternative and Renewable Energy Portfolio Act.

Be it enacted by the Legislature of West Virginia:

That the Code of West Virginia, 1931, as amended, be amended
by adding thereto a new section, designated §24-2F-11a, to read as
follows:

ARTICLE 2F. ALTERNATIVE AND RENEWABLE ENERGY PORTFOLIO STANDARD.

§24-2F-11a. Wind power facilities.

Any wind power facility which has been through the process of
obtaining necessary permits shall, upon the tract of property for
which the necessary operating permits were obtained, be permitted
to build an additional set of wind power turbines, within five
thousand feet of the original permitted turbines if the
construction would not violate any other applicable laws or rules.

NOTE: The purpose of this bill is to allow additional facilities to be built on the site of wind power facilities that are already properly permitted by law.

§24-2F-11a is new; therefore, it has been completely underscored.