

Introduced by

Senators Unruh, Armstrong, Erbele

Representatives Boehning, Kasper, Toman

1 A BILL for an Act to amend and reenact section 57-33.2-18 of the North Dakota Century Code,
2 relating to allocation of wind generation tax revenue.

3 **BE IT ENACTED BY THE LEGISLATIVE ASSEMBLY OF NORTH DAKOTA:**

4 **SECTION 1. AMENDMENT.** Section 57-33.2-18 of the North Dakota Century Code is
5 amended and reenacted as follows:

6 **57-33.2-18. Deposit of revenue - Report to treasurer.**

7 1. The commissioner shall transfer ~~seventy percent of the~~ revenue collected under
8 ~~subsection 1 of section 57-33.2-04 to the state treasurer for deposit in the general~~
9 ~~fund. The commissioner shall transfer the remaining revenue collected under~~ this
10 chapter to the state treasurer for deposit in the electric generation, transmission, and
11 distribution tax fund.

12 2. Notwithstanding subsection 1, the commissioner shall transfer revenue collected
13 under subdivisions a through e to the state treasurer for deposit as follows:

14 a. Eighty percent of the revenue collected under subsection 1 of section 57-33.2-04
15 from a wind farm for which local siting was completed after August 1, 2017, and
16 is five years or less from that wind farm's date of first assessment, for deposit in
17 the electric generation, transmission, and distribution tax fund.

18 b. Forty percent of the revenue collected under subsection 1 of section 57-33.2-04
19 from a wind farm for which local siting was completed after August 1, 2017, and
20 is more than five years from that wind farm's date of first assessment, for deposit
21 in the electric generation, transmission, and distribution tax fund.

22 c. Sixty percent of the revenue collected under section 57-06-14.1 and subsection 1
23 of section 57-33.2-04 from a wind farm for which local siting was completed on or
24 before August 1, 2017, construction was completed after December 31, 2014,

1 and is no less than twenty years and no more than twenty-four years from that
2 wind farm's date of first assessment, for deposit in the electric generation,
3 transmission, and distribution tax fund.

4 d. Forty percent of the revenue collected under section 57-06-14.1 and subsection 1
5 of section 57-33.2-04 from a wind farm for which local siting was completed on or
6 before August 1, 2017, construction was complete after December 31, 2014, and
7 is twenty-five years or more from that wind farm's date of first assessment, for
8 deposit in the electric generation, transmission, and distribution tax fund.

9 e. Forty percent of the revenue collected under section 57-06-14.1 and subsection 1
10 of section 57-33.2-04 from a wind farm for which local siting was completed on or
11 before August 1, 2017, construction was complete before January 1, 2015, and is
12 twenty years or more from that wind farm's date of first assessment, for deposit in
13 the electric generation, transmission, and distribution tax fund.

14 f. The remaining revenue collected under subdivisions a through e, for deposit in
15 equal amounts in the renewable energy development fund and the general fund.

16 3. With each transfer under this section, the commissioner shall provide a report showing
17 the information necessary for the state treasurer to allocate the revenue under section
18 57-33.2-19.