

March 5, 2013

The Honorable Dennis Hedke, Chairperson
House Committee on Energy and Environment
Statehouse, Room 581-W
Topeka, Kansas 66612

Dear Representative Hedke:

SUBJECT: Fiscal Note for HB 2367 by House Committee on Energy and Environment

In accordance with KSA 75-3715a, the following fiscal note concerning HB 2367 is respectfully submitted to your committee.

HB 2367 would require wind turbines capable of generating more than 0.49 megawatts of electricity to be situated at least 0.5 miles from the nearest occupied building and 1.1 times the height of the turbine from the nearest property line and public right-of-way. The bill would not apply to wind facilities constructed before July 1, 2013.

Passage of HB 2367 would have no fiscal effect on the state. The Kansas Association of Counties suggests that the requirements in the bill may deter wind turbine companies from building new sites or expanding existing ones. This could reduce the amount of revenue that local governments would otherwise receive from payments in lieu of taxes; however, the precise fiscal effect on local government revenue is unknown. Any fiscal effect associated with HB 2367 is not reflected in *The FY 2014 Governor's Budget Report*.

Sincerely,



Steven J. Anderson, CPA, MBA
Director of the Budget

cc: Melissa Wangemann, KAC
Tom Day, KCC