



Legislative Council Staff

Nonpartisan Services for Colorado's Legislature

Fiscal Note

Drafting Number:	LLS 22-0700	Date:	February 10, 2022
Prime Sponsors:	Sen. Sonnenberg Rep. Pelton	Bill Status:	Senate SVMA
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Bill Topic: **EQUIP WIND TURBINE AIRCRAFT DETECTION LIGHTING SYSTEM**

Summary of Fiscal Impact:

<input type="checkbox"/> State Revenue	<input type="checkbox"/> TABOR Refund
<input type="checkbox"/> State Expenditure	<input checked="" type="checkbox"/> Local Government
<input type="checkbox"/> State Transfer	<input type="checkbox"/> Statutory Public Entity

The bill requires the installation of aircraft detection lighting systems on wind-powered generation facilities. It may increase local government revenue and expenditures beginning in FY 2022-23.

Appropriation Summary: No appropriation is required.

Fiscal Note Status: The fiscal note reflects the introduced bill.

Summary of Legislation

The bill requires the owner or operator of any wind-powered energy generation facility subject to land-use permitting requirements to install an aircraft detection lighting system at their own cost by September 1, 2024. Local governments that issue land-use permits for such facilities may revoke or refuse to renew a permit for an applicant who is out of compliance. The bill authorizes a board of county commissioners to impose by ordinance a civil penalty for violations. Any contiguous counties and any municipalities in those counties may enter into an intergovernmental agreement for a shared ordinance.

Local Government

Beginning in FY 2022-23, expenditures may increase in local governments that elect to adopt ordinances, enter into intergovernmental agreements, or to inspect wind-powered generation facilities, as allowed by the bill. To the extent that violations occur, revenue will increase to local governments from civil penalties.

Effective Date

The bill takes effect 90 days following adjournment of the General Assembly sine die, assuming no referendum petition is filed.

State and Local Government Contacts

Counties

Local Affairs

Municipalities

Regulatory Agencies