

Requested by Representative WITT

**PROPOSED AMENDMENTS TO
HOUSE BILL 2691**

1 On line 2 of the printed bill, after “facilities” delete the rest of the line
2 and insert a period.

3 Delete line 3 and delete lines 5 through 15 and insert:

4 **SECTION 1. (1) As used in this section “wind turbine” means a de-**
5 **vice that:**

6 **(a) Converts the wind’s kinetic energy into electrical energy using**
7 **a turbine mounted on a tower that rotates on a horizontal-axis; and**

8 **(b) Has a peak generating capacity of two megawatts or more.**

9 **(2) In order to increase the visibility to birds of wind turbines and**
10 **prevent avian deaths, each wind turbine constructed in this state**
11 **must:**

12 **(a) Have one rotor blade that is painted black; and**

13 **(b) Be painted black for the bottom 10 meters of the turbine tower.**

14 **SECTION 2. The Director of the State Department of Energy may**
15 **impose on the owner or operator of a wind turbine as defined in sec-**
16 **tion 1 of this 2021 Act civil penalties for violation of section 1 of this**
17 **2021 Act in an amount not more than \$10,000 per day for each day of**
18 **violation. The maximum aggregate total for penalties that may be**
19 **imposed against an owner or operator under this section may not ex-**
20 **ceed \$1 million for a single energy facility, as that term is defined in**
21 **ORS 469.300.**

1 **SECTION 3. Sections 1 and 2 of this 2021 Act apply:**

2 **(1) To all wind turbines constructed in this state after the effective**
3 **date of this 2021 Act, beginning March 1, 2022; and**

4 **(2) For wind turbines constructed in this state on or before the ef-**
5 **fective date of this 2021 Act, beginning January 1, 2031.**

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