

SENATE FILE NO. SF0011

Eminent domain energy collector systems amendments.

Sponsored by: Joint Agriculture, State and Public Lands &
Water Resources Interim Committee

A BILL

for

1 AN ACT relating to eminent domain; removing the ability of
2 entities who are not public utilities to use the right of
3 condemnation for electric generation collector systems;
4 specifying applicability; and providing for an effective
5 date.

6

7 *Be It Enacted by the Legislature of the State of Wyoming:*

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9 **Section 1.** W.S. 1-26-815(d) is amended to read:

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11 **1-26-815. Right of eminent domain granted; ways of**
12 **necessity for authorized businesses; purposes; extent.**

13

14 (d) No person ~~qualified to exercise the condemnation~~
15 ~~authority granted by this section,~~ except a public utility

1 that has been granted a certificate of public convenience
2 and necessity pursuant to W.S. 37-2-205, shall exercise the
3 condemnation authority granted by this section for the
4 erection, placement or expansion of collector systems
5 associated with commercial facilities generating
6 electricity. ~~from wind. The prohibition imposed by this~~
7 ~~subsection shall be effective immediately and shall end~~
8 ~~June 30, 2015 or upon the effective date of legislation~~
9 ~~establishing additional conditions for the use of~~
10 ~~condemnation authority for the erection, placement or~~
11 ~~expansion of collector systems associated with commercial~~
12 ~~facilities generating electricity from wind, whichever~~
13 ~~occurs earlier.~~ As used in this subsection, "collector
14 systems associated with commercial facilities generating
15 electricity" ~~from wind~~ means the conductor infrastructure,
16 including conductors, towers, substations, switchgear and
17 other components necessary to deliver power from any
18 commercial facility generating electricity ~~from wind~~ up to
19 but not including electric substations or interconnections
20 facilities associated with existing or proposed
21 transmission lines that serve load or that export energy
22 from Wyoming. A commercial facility generating electricity
23 shall not use an existing easement to place additional

1 collector systems associated with a commercial facility
2 generating electricity unless specified in an existing
3 easement or the infrastructure is already existing.

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5 **Section 2.** This act applies to eminent domain actions
6 initiated on or after the effective date of this act.

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8 **Section 3.** This act is effective July 1, 2024.

9

10

(END)