



# Ohio Legislative Service Commission

## Sub. Bill Comparative Synopsis

Maura McClelland

### Sub. H.B. 190

131st General Assembly  
(H. Public Utilities)

This table summarizes how the latest substitute version of the bill differs from the immediately preceding version. It addresses only the topics on which the two versions differ substantively. It does not list topics on which the two bills are substantively the same.

Topic	H.B. 190 (As Introduced)	Sub. H.B. 190 (LSC 131 0941-4)
<b>Alternative minimum setback</b>	<p>Permits a board of county commissioners to adopt, and to consult with the Power Siting Board before adopting, a resolution establishing an alternative minimum setback for a wind farm under which a turbine must be:</p> <p>(1) Equal to a horizontal distance, from the turbine's base to the property line of the wind farm property, equal to 1.1 times the total height of the turbine structure as measured from its base to the tip of its highest blade; and</p> <p>(2) 1,125 feet in horizontal distance from the tip of the turbine's nearest blade at 90 degrees to the exterior of the nearest, habitable, residential structure on adjacent property. <i>(R.C. 4906.211 and 4906.212.)</i></p>	<p>Permits the Power Siting Board to adopt the same alternative minimum setback (both (1) and (2) in the H.B. 190 column) for a wind farm that is located in the Ohio Wind Corridor and for which there has been a process initiated with a regional transmission organization or similar entity to interconnect the wind farm to an electric transmission system. <i>(R.C. 4906.202.)</i></p>

Topic	H.B. 190 (As Introduced)	Sub. H.B. 190 (LSC 131 0941-4)
<b>Revocation of alternative minimum setback</b>	Permits the board of county commissioners to revoke a resolution establishing an alternative minimum setback, but allows that the resolution may still apply to a wind farm if the person seeking to build the wind farm files, before the revocation, notice with the board of county commissioners of the intent to build the wind farm. <i>(R.C. 4906.213.)</i>	No provision.
<b>Power Siting Board authority over setbacks and certificates</b>	Provides that: <ul style="list-style-type: none"> <li>• The Power Siting Board may increase the alternative minimum setback for any specific wind turbine in order to preserve the health, safety, and welfare of neighboring property owners; and</li> <li>• The bill does not contravene the Power Siting Board's ultimate authority to issue certificates authorizing the construction of wind farms as provided in current law. <i>(R.C. 4906.214 and 4906.215.)</i></li> </ul>	No provision.
<b>Tax exemptions for qualified energy projects</b>	Extends by five years the deadlines by which the owner or lessee of a qualified energy project must meet certain requirements to qualify for an ongoing real and tangible personal property tax exemption. <i>(R.C. 5727.75.)</i>	No provision.

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