

1.1 moves to amend H.F. No., (19-4766), as follows:

1.2 Page 1, before line 8, insert:

1.3 "Section 1. Minnesota Statutes 2018, section 3.8851, subdivision 3, is amended to read:

1.4 Subd. 3. **Duties.** (a) The commission shall continuously evaluate the energy policies of
1.5 this state and the degree to which they promote an environmentally and economically
1.6 sustainable energy future. The commission shall monitor the state's progress in achieving
1.7 its goals to develop renewable sources of electric energy under section 216B.1691,
1.8 subdivision 2a, ~~and the progress of energy-related sectors in reducing greenhouse gas~~
1.9 ~~emissions under the state's greenhouse gas emissions reductions goals established in section~~
1.10 ~~216H.02, subdivision 1.~~ The commission may review proposed energy legislation and may
1.11 recommend legislation. The commission shall when feasible solicit and consider public
1.12 testimony regarding the economic, environmental, and social implications of state energy
1.13 plans and policies. Notwithstanding any other law to the contrary the commission's
1.14 evaluations and reviews under this subdivision shall include new and existing technologies
1.15 for nuclear power.

1.16 (b) The commission may study, analyze, hold hearings, and make legislative
1.17 recommendations regarding the following issues:

1.18 (1) the generation, transmission, and distribution of electricity;

1.19 (2) the reduction of greenhouse gas emissions;

1.20 (3) the conservation of energy;

1.21 (4) alternative energy sources available to replace dwindling fossil fuel and other
1.22 nonrenewable fuel sources;

1.23 (5) the development of renewable energy supplies;

2.1 (6) the economic development potential associated with issues described in clauses (1)
2.2 to (5); and

2.3 (7) other energy-related subjects the commission finds significant.

2.4 Sec. 2. Minnesota Statutes 2018, section 116J.437, subdivision 1, is amended to read:

2.5 Subdivision 1. **Definitions.** (a) For the purpose of this section, the following terms have
2.6 the meanings given.

2.7 (b) "Green economy" means products, processes, methods, technologies, or services
2.8 intended to do one or more of the following:

2.9 (1) increase the use of energy from renewable sources, including through achieving the
2.10 renewable energy standard established in section 216B.1691;

2.11 (2) achieve the statewide energy-savings goal established in section 216B.2401, including
2.12 energy savings achieved by the conservation investment program under section 216B.241;

2.13 ~~(3) achieve the greenhouse gas emission reduction goals of section 216H.02, subdivision~~
2.14 ~~1, including through reduction of greenhouse gas emissions, as defined in section 216H.01,~~
2.15 ~~subdivision 2, or mitigation of the greenhouse gas emissions through, but not limited to,~~
2.16 ~~carbon capture, storage, or sequestration;~~

2.17 ~~(4)~~ monitor, protect, restore, and preserve the quality of surface waters, including actions
2.18 to further the purposes of the Clean Water Legacy Act as provided in section 114D.10,
2.19 subdivision 1;

2.20 ~~(5)~~ (4) expand the use of biofuels, including by expanding the feasibility or reducing
2.21 the cost of producing biofuels or the types of equipment, machinery, and vehicles that can
2.22 use biofuels, including activities to achieve the petroleum replacement goal in section
2.23 239.7911; or

2.24 ~~(6)~~ (5) increase the use of green chemistry, as defined in section 116.9401.

2.25 ~~For the purpose of clause (3), "green economy" includes strategies that reduce carbon~~
2.26 ~~emissions, such as utilizing existing buildings and other infrastructure, and utilizing mass~~
2.27 ~~transit or otherwise reducing commuting for employees."~~

2.28 Page 7, after line 31, insert:

3.1 "Sec. 4. Minnesota Statutes 2018, section 216B.2422, subdivision 4, is amended to read:

3.2 Subd. 4. **Preference for renewable energy facility.** The commission shall not approve
3.3 a new or refurbished nonrenewable energy facility in an integrated resource plan or a
3.4 certificate of need, pursuant to section 216B.243, nor shall the commission allow rate
3.5 recovery pursuant to section 216B.16 for such a nonrenewable energy facility, unless the
3.6 utility has demonstrated that a renewable energy facility is not in the public interest. When
3.7 making the public interest determination, the commission must consider:

3.8 (1) whether the resource plan helps the utility achieve ~~the greenhouse gas reduction~~
3.9 ~~goals under section 216H.02~~, the renewable energy standard under section 216B.1691, or
3.10 the solar energy standard under section 216B.1691, subdivision 2f;

3.11 (2) impacts on local and regional grid reliability;

3.12 (3) utility and ratepayer impacts resulting from the intermittent nature of renewable
3.13 energy facilities, including but not limited to the costs of purchasing wholesale electricity
3.14 in the market and the costs of providing ancillary services; and

3.15 (4) utility and ratepayer impacts resulting from reduced exposure to fuel price volatility,
3.16 changes in transmission costs, portfolio diversification, and environmental compliance
3.17 costs.

3.18 Sec. 5. Minnesota Statutes 2018, section 216E.03, subdivision 5, is amended to read:

3.19 Subd. 5. **Environmental review.** (a) The commissioner of the Department of Commerce
3.20 shall prepare for the commission an environmental impact statement on each proposed large
3.21 electric generating plant or high-voltage transmission line for which a complete application
3.22 has been submitted. The commissioner shall not consider whether or not the project is
3.23 needed. No other state environmental review documents shall be required. The commissioner
3.24 shall study and evaluate any site or route proposed by an applicant and any other site or
3.25 route the commission deems necessary that was proposed in a manner consistent with rules
3.26 concerning the form, content, and timeliness of proposals for alternate sites or routes.

3.27 (b) For a cogeneration facility ~~as defined in section 216H.01, subdivision 1a~~, that is a
3.28 large electric power generating plant and is not proposed by a utility, the commissioner
3.29 must make a finding in the environmental impact statement whether the project is likely to
3.30 result in a net reduction of carbon dioxide emissions, considering both the utility providing
3.31 electric service to the proposed cogeneration facility and any reduction in carbon dioxide
3.32 emissions as a result of increased efficiency from the production of thermal energy on the
3.33 part of the customer operating or owning the proposed cogeneration facility.

- 4.1 (c) For the purposes of this subdivision, "cogeneration facility" means a facility that:
- 4.2 (1) has the meaning given in United States Code, title 16, section 796, clause (18),
- 4.3 paragraph (A); and
- 4.4 (2) meets the applicable operating and efficiency standards contained in Code of Federal
- 4.5 Regulations, title 18, part 292.205."
- 4.6 Page 9, after line 3, insert:
- 4.7 "Sec. 6. **REPEALER.**
- 4.8 Minnesota Statutes 2018, sections 216B.2422, subdivision 2c; 216H.01; 216H.02;
- 4.9 216H.021; 216H.03; and 216H.06, are repealed."
- 4.10 Renumber the sections in sequence and correct the internal references
- 4.11 Amend the title accordingly