

1.1 ..... moves to amend S.F. No. 4942, in conference committee, as follows:

1.2 On R2, Energy Transmission, Senate language, (S4784-5)

1.3 Page 29, after line 9, insert:

1.4 "Sec. 3. Minnesota Statutes 2022, section 116C.83, subdivision 6, is amended to read:

1.5 Subd. 6. **Environmental review and protection.** (a) The siting, construction, and  
1.6 operation of an independent spent-fuel storage installation located on the site of a Minnesota  
1.7 generation facility for dry cask storage of spent nuclear fuel generated solely by that facility  
1.8 is subject to all environmental review and protection provisions of this chapter and chapters  
1.9 115, 115B, 116, 116B, 116D, and 216B, and rules associated with those chapters, except  
1.10 those statutes and rules that apply specifically to a radioactive waste management facility  
1.11 as defined in section 116C.71, subdivision 7.

1.12 (b) An environmental impact statement is required under chapter 116D for a proposal  
1.13 to construct and operate a new or expanded independent spent-fuel storage installation. The  
1.14 ~~commissioner of the Department of Commerce~~ Public Utilities Commission shall be the  
1.15 responsible governmental unit for the environmental impact statement. Prior to finding the  
1.16 statement adequate, the ~~commissioner~~ commission must find that the applicant has  
1.17 demonstrated that the facility is designed to provide a reasonable expectation that the  
1.18 operation of the facility will not result in groundwater contamination in excess of the  
1.19 standards established in section 116C.76, subdivision 1, clauses (1) to (3)."

1.20 Page 29, after line 29, insert:

2.1 "Sec. 3. Minnesota Statutes 2022, section 216A.07, subdivision 3, is amended to read:

2.2 Subd. 3. **Intervention in commission proceeding.** (a) The commissioner may intervene  
2.3 as a party in all proceedings before the commission. When intervening in gas or electric  
2.4 hearings, the commissioner shall prepare and defend testimony designed to:

2.5 (1) encourage energy conservation improvements as defined in section 216B.241;

2.6 (2) ensure that the greenhouse gas reduction goals are attained on a schedule that keeps  
2.7 pace with the reduction timetable in section 216H.02, subdivision 1;

2.8 (3) ensure that the renewable energy standards, solar energy goal, and carbon-free  
2.9 standards are achieved according to the schedules adopted in section 216B.1691, subdivisions  
2.10 2a, 2f, and 2g, respectively; and

2.11 (4) ensure compliance with state environmental policy as stated in section 116D.02.

2.12 (b) The attorney general shall act as counsel in the proceedings."

2.13 On R5, Energy Transmission, Senate language, (S4784-5)

2.14 Page 25, line 20, delete everything after the period

2.15 Page 25, delete lines 21 and 22

2.16 Page 25, line 23, delete "the day following final enactment" and insert "July 1, 2025"

2.17 On R6, Energy Transmission, Senate language, (S4784-5)

2.18 Page 26, line 29, after "lines" insert "that" and delete "associated with" and insert  
2.19 "interconnect"

2.20 Page 26, line 30, delete everything after the second "systems"

2.21 Page 26, line 31, delete "the facility"

2.22 On R7, Energy Transmission, Senate language, (S4784-5)

2.23 Page 27, delete line 11 and insert:

2.24 "EFFECTIVE DATE. (a) The amendment to clause (7) is effective July 1, 2025.

2.25 (b) The amendments to clauses (9), (10), and (11) are effective the day following final  
2.26 enactment, except that the reference to section 216I.02, subdivision 7, in clause (9) is  
2.27 effective July 1, 2025. Prior to July 1, 2025, "energy storage system" is as defined in section  
2.28 216E.01, subdivision 3a."

2.29 Page 27, after line 27, insert:

3.1 "Sec. 7. Minnesota Statutes 2022, section 216B.246, subdivision 3, is amended to read:

3.2 Subd. 3. **Commission procedure.** (a) If an electric transmission line has been approved  
 3.3 for construction in a federally registered planning authority transmission plan, the incumbent  
 3.4 electric transmission owner, or owners if there is more than one owner, shall give notice to  
 3.5 the commission, in writing, within ~~90~~ 60 days of approval, regarding its intent to construct,  
 3.6 own, and maintain the electric transmission line. If an incumbent electric transmission owner  
 3.7 gives notice of intent to build the electric transmission line then, unless exempt from the  
 3.8 requirements of section 216B.243, within ~~18~~ 12 months from the date of the notice described  
 3.9 in this paragraph ~~or such longer time approved by the commission~~, the incumbent electric  
 3.10 transmission owner shall file an application for a certificate of need under section 216B.243  
 3.11 or certification under section 216B.2425.

3.12 (b) If the incumbent electric transmission owner indicates that it does not intend to build  
 3.13 the transmission line, such notice shall fully explain the basis for that decision. If the  
 3.14 incumbent electric transmission owner, or owners, gives notice of intent not to build the  
 3.15 electric transmission line, then the commission may determine whether the incumbent  
 3.16 electric transmission owner or other entity will build the electric transmission line, taking  
 3.17 into consideration issues such as cost, efficiency, reliability, and other factors identified in  
 3.18 this chapter.

3.19 **EFFECTIVE DATE.** This section is effective the day following final enactment and  
 3.20 applies to any electric transmission line that has been approved for construction in a federally  
 3.21 registered planning authority transmission plan on or after that date."

3.22 On R11, Energy Transmission, Senate language, (S4784-5)

3.23 Page 5, after line 10, insert:

3.24 "Subd. 4. **Biennial report.** By December 15, 2025, and every odd-numbered year  
 3.25 thereafter, the commission shall submit a written report to the chairs and ranking minority  
 3.26 members of the senate and house of representatives committees with jurisdiction over energy  
 3.27 and utilities that:

3.28 (1) provides an update on the progress of permitting, approving, and constructing the  
 3.29 electric utility infrastructure necessary to meet the requirements of section 216B.1691 within  
 3.30 the milestones provided by that section;

3.31 (2) describes efforts made by the commission to engage stakeholders in environmental  
 3.32 justice areas as defined in section 216B.1691, subdivision 1, paragraph (c), in the permitting,

4.1 approval, and construction of electric utility infrastructure under this section, section  
4.2 216B.1691, or section 216B.243; and

4.3 (3) provides information about any cumulative impact analysis ordered by the  
4.4 commissioner of the Pollution Control Agency under section 116.065 regarding any electric  
4.5 utility infrastructure permitted, approved, or constructed under this section, section  
4.6 216B.1691, or section 216B.243."

4.7 Page 6, line 9, after the period, insert "No person shall increase the generating capacity  
4.8 or output of an electric power plant from under 50 megawatts to more than 50 megawatts  
4.9 without a site permit from the commission."

4.10 Page 6, line 27, after the period, insert "The applicant shall propose a single route for a  
4.11 high-voltage transmission line."

4.12 On R12, Energy Transmission, Senate language, (S4784-5)

4.13 Page 7, delete lines 9 and 10 and insert:

4.14 "(8) the engineering and operational design at each of the proposed sites for the proposed  
4.15 large energy infrastructure facility and identification of transportation, pipeline, and electrical  
4.16 transmission systems that will be required to construct, maintain, and operate the facility;"

4.17 On R16, Energy Transmission, Senate language, (S4784-5)

4.18 Page 10, line 7, after the second comma, insert "accept public comments on the scope  
4.19 of the environmental impact statement prepared under section 216I.06 or the addendum  
4.20 prepared under section 216I.07,"

4.21 Page 10, line 9, before the second comma, insert "and alternative sites or routes to be  
4.22 considered in the environmental impact statement, prepared under section 216I.06 or the  
4.23 addendum prepared under section 216I.07"

4.24 Page 10, line 10, before "permit" insert "and" and delete everything after "conditions"  
4.25 and insert a period

4.26 Page 10, delete line 11

4.27 Page 10, line 20, after the period, insert "No member of the commission may give  
4.28 direction to commission environmental review staff on the scope of an environmental  
4.29 assessment, environmental addendum, or environmental impact statement except in a publicly  
4.30 noticed meeting or through a publicly available commission notice or order."

5.1 Page 10, line 23, after the second comma, insert "consider impacts to environmental  
5.2 justice areas, as defined in section 216B.1691, paragraph (c), including cumulative impacts,  
5.3 as defined in section 116.065, to those areas,"

5.4 On R17, Energy Transmission, Senate language, (S4784-5)

5.5 Page 10, delete lines 26 and 27 and insert:

5.6 "(b) In determining whether to issue a site permit for a large energy infrastructure facility,  
5.7 the commission must include, but is not limited to:"

5.8 On R19, Energy Transmission, Senate language, (S4784-5)

5.9 Page 13, after line 5, insert:

5.10 "(e) Immediately following the commission's vote granting an applicant a site or route  
5.11 permit, and prior to issuance of a written commission order embodying that decision, the  
5.12 applicant may submit to commission staff for review preconstruction compliance filings  
5.13 specifying details of the applicant's proposed site or route operations."

5.14 On R21, Energy Transmission, Senate language, (S4784-5)

5.15 Page 13, line 16, after the period, insert "An environmental impact statement means a  
5.16 detailed written statement that describes a large energy infrastructure facility and satisfies  
5.17 the requirements of section 116D.04."

5.18 Page 13, line 28, delete "in which the"

5.19 Page 13, line 29, delete everything before the second "the" and insert "and a scoping  
5.20 document for"

5.21 Page 14, after line 7, insert:

5.22 "(e) The commission shall determine the adequacy of the final environmental impact  
5.23 statement. The commission shall not decide the adequacy for at least ten days after the  
5.24 availability of the final environmental impact statement is announced in the EQB Monitor.  
5.25 The final environmental impact statement is adequate if it:

5.26 (1) addresses the issues and alternatives raised in scoping;

5.27 (2) provides responses to the timely substantive comments received during the draft  
5.28 environmental impact statement review process; and

5.29 (3) was prepared in compliance with the procedures in sections 216I.05 and 216I.06.

6.1 If the commission finds that the environmental impact statement is not adequate, the  
 6.2 commission shall direct the staff to respond to the deficiencies and resubmit the revised  
 6.3 environmental impact statement to the commission as soon as possible."

6.4 On R25, Energy Transmission, Senate language, (S4784-5)

6.5 Page 16, line 18, before "The" insert "(a)"

6.6 Page 16, after line 24, insert:

6.7 "(b) Immediately following the commission's vote granting an applicant a site or route  
 6.8 permit, and prior to issuance of a written commission order embodying that decision, the  
 6.9 applicant may submit to commission staff for review preconstruction compliance filings  
 6.10 specifying details of the applicant's proposed site or route operations."

6.11 On R30, Energy Transmission, Senate language, (S4784-5)

6.12 Page 19, line 11, delete "minor"

6.13 Page 19, line 12, delete "alteration or"

6.14 Page 19, line 15, delete "a minor alteration or" and insert "an"

6.15 On R32, Energy Transmission, Senate language, (S4784-5)

6.16 Page 20, line 29, delete "Minor alteration or"

6.17 Page 20, line 31, delete "a minor alteration or" and insert "an"

6.18 Page 21, after line 3, insert:

6.19 "Sec. 12. **PERMIT TRANSFER.**

6.20 Subdivision 1. **Application.** A permittee holding a large energy infrastructure facility  
 6.21 site or route permit may request the commission to transfer its permit. The permittee shall  
 6.22 provide the name of the existing permittee, the name and description of the entity to which  
 6.23 the permit is to be transferred, the reasons for the transfer, a description of the facilities  
 6.24 affected, and the proposed effective date of the transfer. The person to whom the permit is  
 6.25 to be transferred shall provide the commission with such information as the commission  
 6.26 shall require to determine whether the new permittee can comply with the conditions of the  
 6.27 permit. The commission shall mail notice of receipt of the application to those persons on  
 6.28 the general list at least seven days in advance of the commission's consideration of the  
 6.29 matter. The commission shall provide the same notice to persons on the project contact list  
 6.30 if such a list exists.

7.1 Subd. 2. **Approval of transfer.** The commission shall approve the transfer if the  
7.2 commission determines that the new permittee will comply with the conditions of the permit.  
7.3 The commission, in approving the transfer of a permit, may impose reasonable additional  
7.4 conditions in the permit as part of the approval. The commission may decide to hold a public  
7.5 meeting to provide the public with an opportunity to comment on the request for the transfer  
7.6 prior to making a decision.

7.7 Sec. 13. **PERMIT REVOCATION OR SUSPENSION.**

7.8 Subdivision 1. **Initiation of action to revoke or suspend.** The commission may initiate  
7.9 action to consider revocation or suspension of a permit on its own motion or upon the request  
7.10 of any person who has made a prima facie showing by affidavit and documentation that a  
7.11 violation of this act or the permit has occurred.

7.12 Subd. 2. **Hearing.** If the commission initiates action to consider revocation or suspension  
7.13 of a permit, the commission shall provide the permittee with an opportunity for a contested  
7.14 case hearing conducted by an administrative law judge from the Office of Administrative  
7.15 Hearings.

7.16 Subd. 3. **Finding of violation.** If the commission finds that a violation of this act or the  
7.17 permit has occurred, it may revoke or suspend the permit, require the permittee to undertake  
7.18 corrective or ameliorative measures as a condition to avoid revocation or suspension, or  
7.19 require corrective measures and suspend the permit. In determining the appropriate sanction,  
7.20 the commission shall consider the following:

7.21 (1) whether the violation will result in any significant additional adverse environmental  
7.22 effects;

7.23 (2) whether the results of the violation can be corrected or ameliorated; and

7.24 (3) whether a suspension or revocation of a permit will impair the permittee's electrical  
7.25 power system reliability."

7.26 On R36, Energy Transmission, Senate language, (S4784-5)

7.27 Page 34, after line 12, insert:

7.28 "Sec. 15. **[216G.025] ROUTING PERMIT; ENVIRONMENTAL REVIEW; CARBON**  
7.29 **DIOXIDE PIPELINES.**

7.30 Subdivision 1. **Definitions.** (a) For the purposes of this section, the terms below have  
7.31 the following meanings.

8.1 (b) "Carbon dioxide pipeline" means a pipeline located in this state that transports carbon  
 8.2 dioxide in a liquid, gaseous, or supercritical state.

8.3 (c) "Commission" means the Minnesota Public Utilities Commission.

8.4 (d) "Supercritical" means a physical state in which a substance is more dense than a gas  
 8.5 but less dense than a liquid.

8.6 Subd. 2. **Routing permit required.** (a) A person may not construct or operate a carbon  
 8.7 dioxide pipeline without a route permit issued by the commission under this chapter.

8.8 (b) A person seeking to construct or operate a carbon dioxide pipeline may not apply to  
 8.9 the commission for a conditional exclusion or partial exemption from pipeline route selection  
 8.10 procedures under Minnesota Rules, chapter 7852.

8.11 Subd. 3. **Carbon dioxide pipeline; environmental review.** Notwithstanding any other  
 8.12 law or rule, an environmental impact statement must be prepared under Minnesota Rules,  
 8.13 chapter 4410, prior to the issuance of a route permit under this section for a carbon dioxide  
 8.14 pipeline. The commission shall be the responsible governmental unit preparing an  
 8.15 environmental impact statement under this subdivision.

8.16 Sec. 16. **TRANSFER OF DUTIES; ENVIRONMENTAL ANALYSIS OF LARGE**  
 8.17 **ENERGY INFRASTRUCTURE FACILITIES.**

8.18 (a) Responsibility for administering the environmental analysis of large energy  
 8.19 infrastructure facilities, as described in this act, is transferred from the Department of  
 8.20 Commerce to the Public Utilities Commission as of July 1, 2025.

8.21 (b) Minnesota Statutes, section 15.039, applies to the transfer of duties required under  
 8.22 this section. Assessments are considered "appropriations" under Minnesota Statutes, section  
 8.23 15.039, subdivision 6, for the purposes of this transfer."

8.24 On R38, Energy Transmission, Senate language, (S4784-5)

8.25 Page 22, line 14, delete "7850.4000"

8.26 Page 22, line 18, delete "January" insert "July"

8.27 Page 34, line 15, delete "chapter" and insert "chapters 7849 and"

8.28 On R39, Energy Transmission, Senate language, (S4784-5)

8.29 Page 34, line 26, after "APPROPRIATION" insert "; PUBLIC UTILITIES  
 8.30 COMMISSION"

8.31 Page 34, after line 29, insert:



9.1 "Sec. 17. **APPROPRIATION; COMMERCE.**

9.2 \$1,200,000 in fiscal year 2025 is appropriated from the general fund to the commissioner  
9.3 of commerce to facilitate timely actions in nonenvironmental review, routing and siting  
9.4 proceedings, and to intervene as a party in Public Utilities Commission permitting  
9.5 proceedings. The base in fiscal year 2026 and later is \$2,400,000."

9.6 Page 34, line 31, delete "January" insert "July"

9.7 Renumber the sections in sequence and correct the internal references

9.8 Amend the title accordingly