

1.1 moves to amend H.F. No. 10, the delete everything amendment (H0010DE2),
1.2 as follows:

1.3 Page 3, after line 7, insert:

1.4 "Sec. 6. Minnesota Statutes 2020, section 216B.1691, subdivision 1, is amended to read:

1.5 Subdivision 1. **Definitions.** (a) Unless otherwise specified in law, "eligible energy
1.6 technology" means an energy technology that generates electricity from the following
1.7 renewable energy sources:

1.8 (1) solar;

1.9 (2) wind;

1.10 (3) hydroelectric ~~with a capacity of less than 100 megawatts;~~

1.11 (4) hydrogen, provided that after January 1, 2010, the hydrogen must be generated from
1.12 the resources listed in this paragraph; or

1.13 (5) biomass, which includes, without limitation, landfill gas; an anaerobic digester
1.14 system; the predominantly organic components of wastewater effluent, sludge, or related
1.15 by-products from publicly owned treatment works, but not including incineration of
1.16 wastewater sludge to produce electricity; and an energy recovery facility used to capture
1.17 the heat value of mixed municipal solid waste or refuse-derived fuel from mixed municipal
1.18 solid waste as a primary fuel.

1.19 (b) "Electric utility" means a public utility providing electric service, a generation and
1.20 transmission cooperative electric association, a municipal power agency, or a power district.

1.21 (c) "Total retail electric sales" means the kilowatt-hours of electricity sold in a year by
1.22 an electric utility to retail customers of the electric utility or to a distribution utility for
1.23 distribution to the retail customers of the distribution utility. "Total retail electric sales"

2.1 does not include the sale of hydroelectricity supplied by a federal power marketing
2.2 administration or other federal agency, regardless of whether the sales are directly to a
2.3 distribution utility or are made to a generation and transmission utility and pooled for further
2.4 allocation to a distribution utility.

2.5 **EFFECTIVE DATE.** This section is effective the day following final enactment."

2.6 Renumber the sections in sequence and correct the internal references

2.7 Amend the title accordingly