

1.1 Senator moves to amend S.F. No. 2847 as follows:

1.2 Page 32, line 2, after the period, insert "Amounts required to be transferred by the public
1.3 utility to the renewable development account under this paragraph must be reduced each
1.4 year by the amount of any payments made by the public utility to the Prairie Island Indian
1.5 Community under section 216B.1645, subdivision 4, paragraph (c)."

1.6 Page 56, after line 26, insert:

1.7 "Sec. 16. Minnesota Statutes 2022, section 216B.1645, subdivision 4, is amended to read:

1.8 Subd. 4. ~~Settlement with Mdewakanton Dakota Tribal Council at~~ Payments to the
1.9 Prairie Island Indian Community. (a) The commission shall approve a rate schedule
1.10 providing for the automatic adjustment of charges to recover the costs or expenses of a
1.11 settlement between the public utility that owns the Prairie Island nuclear generation facility
1.12 and the ~~Mdewakanton Dakota Tribal Council~~ Prairie Island Indian Community at Prairie
1.13 Island, resolving outstanding disputes regarding the provisions of Laws 1994, chapter 641,
1.14 article 1, section 4. The settlement must provide for annual payments, not to exceed
1.15 \$2,500,000 annually, by the public utility to the Prairie Island Indian Community, to be
1.16 used for, among other purposes, acquiring ~~up to 1,500 contiguous or noncontiguous acres~~
1.17 ~~of land in Minnesota within 50 miles of the tribal community's reservation at Prairie Island~~
1.18 to be taken into trust by the federal government for the benefit of the tribal community for
1.19 housing and other residential purposes. The legislature acknowledges that the intent to
1.20 purchase land by the tribe for relocation purposes is part of the settlement agreement and
1.21 Laws 2003, First Special Session chapter 11. However, the state, through the governor,
1.22 reserves the right to support or oppose any particular application to place land in trust status.

1.23 (b) In addition to other payments provided under this section, the commission shall
1.24 approve a rate schedule providing for the automatic adjustment of charges to recover
1.25 payments under this paragraph. The public utility that owns the Prairie Island nuclear
1.26 generation facility must make annual payments to the Prairie Island Indian Community for
1.27 each dry cask or container containing spent fuel that is located at the Prairie Island power
1.28 plant for as long as the dry casks containing spent fuel are stored at the Prairie Island
1.29 Independent Spent Fuel Storage Installation. The payment per dry cask required under this
1.30 section is \$50,000 for each dry cask or container.

1.31 (c) In addition to other payments provided under this section, the public utility that owns
1.32 the Prairie Island nuclear generation facility must make an annual lump sum payment to
1.33 the Prairie Island Indian Community in the amount of \$7,500,000 for each year the plant is
1.34 in licensed operation.

2.1 (d) Paragraphs (b) and (c) apply only if the public utility that owns the Prairie Island
2.2 nuclear generation facility enters into a new or amended settlement agreement with the
2.3 Prairie Island Indian Community after the effective date of this section that resolves
2.4 outstanding disputes regarding the extended operation of the Prairie Island nuclear generation
2.5 facility. Payments required under those paragraphs are required only if and to the extent
2.6 that they are required under the terms of the settlement. Payments made under this subdivision
2.7 may be used by the Prairie Island Indian Community for any purpose benefitting the Prairie
2.8 Island Indian Community.

2.9 **EFFECTIVE DATE.** This section is effective January 1, 2024."

2.10 Renumber the sections in sequence and correct the internal references

2.11 Amend the title accordingly