

**Senator Frentz from the Committee on Energy, Utilities, Environment, and Climate,
to which was referred**

S.F. No. 4784: A bill for an act relating to energy; establishing the Minnesota Energy Infrastructure Permitting Act; modifying provisions governing certificates of need; making conforming and technical changes; authorizing administrative rulemaking; amending Minnesota Statutes 2022, sections 216A.037, subdivision 1; 216B.2421, subdivision 2; 216B.243, subdivisions 3, 3a, 4, 9; 216E.08, subdivision 2; 216E.11; 216E.13; 216E.14; 216E.15; 216E.16; 216E.18, subdivision 2a; Minnesota Statutes 2023 Supplement, sections 216B.243, subdivision 8; 216E.06; 216E.07; 216E.10, subdivisions 1, 2, 3; proposing coding for new law as Minnesota Statutes, chapter 216I; repealing Minnesota Statutes 2022, sections 216E.001; 216E.01, subdivisions 1, 2, 3, 4, 5, 7, 8, 9, 10; 216E.02; 216E.03, subdivisions 2, 3a, 3b, 4, 9; 216E.04, subdivisions 1, 3, 4, 5, 6, 7, 8, 9; 216E.05, subdivisions 1, 3; 216E.08, subdivisions 1, 4; 216E.18, subdivisions 1, 2; 216F.01; 216F.011; 216F.012; 216F.015; 216F.02; 216F.03; 216F.05; 216F.06; 216F.07; 216F.08; 216F.081; Minnesota Statutes 2023 Supplement, sections 216E.01, subdivisions 3a, 6, 9a; 216E.03, subdivisions 1, 3, 5, 6, 7, 10, 11; 216E.04, subdivision 2; 216E.05, subdivision 2; 216F.04; Minnesota Rules, parts 7850.1000; 7850.1100; 7850.1200; 7850.1300; 7850.1400; 7850.1500; 7850.1600; 7850.1700; 7850.1800; 7850.1900; 7850.2000; 7850.2100; 7850.2200; 7850.2300; 7850.2400; 7850.2500; 7850.2600; 7850.2700; 7850.2800; 7850.2900; 7850.3000; 7850.3100; 7850.3200; 7850.3300; 7850.3400; 7850.3500; 7850.3600; 7850.3700; 7850.3800; 7850.3900; 7850.4000; 7850.4100; 7850.4200; 7850.4500; 7850.4600; 7850.4700; 7850.4800; 7850.4900; 7850.5000; 7850.5100; 7850.5200; 7850.5300; 7850.5400; 7850.5500; 7850.5600; 7854.0100; 7854.0200; 7854.0300; 7854.0400; 7854.0500; 7854.0600; 7854.0700; 7854.0800; 7854.0900; 7854.1000; 7854.1100; 7854.1200; 7854.1300; 7854.1400; 7854.1500.

Reports the same back with the recommendation that the bill be amended as follows:

Page 2, line 9, after the fourth period, insert "\"Commission\" also means the executive secretary of the Public Utilities Commission for purposes of the following:\"

Page 2, after line 9, insert:

\"(1) applicability determinations under section 216I.04;

(2) completeness determinations under section 216I.05;

(3) public meetings under section 216I.05, subdivision 9;

(4) draft environmental impact statements under section 216I.06, subdivision 1(c);

(5) public hearings under section 216I.06, subdivision 2, or 216I.07, subdivision 4; and

(6) minor alterations under section 216I.09.\"

Page 2, after line 21, insert:

\"Subd. 8. **Executive secretary.** \"Executive secretary\" means the executive secretary of the Public Utilities Commission under section 216A.04 or Public Utilities Commission staff designated by the executive secretary.\"

Page 9, line 13, delete everything after \"alternatives\" and insert \"that must be evaluated as part of the commission's\"

2.1 Page 11, line 26, delete everything after "site"

2.2 Page 11, line 27, delete "generating plant" and insert "or route permit to construct a large
2.3 energy infrastructure facility"

2.4 Page 12, line 7, delete "approved" and insert "identified"

2.5 Page 12, line 17, after "date" insert "of the meeting in which" and delete "votes" and
2.6 insert "determines the scope of the environmental impact statement"

2.7 Page 16, line 32, delete everything after the second "kilovolts" and insert "that does not
2.8 result in significant changes in the human and environmental impact of the facility;"

2.9 Page 17, delete lines 1 and 2

2.10 Page 22, line 17, after the second "generation" insert "except that the commission shall
2.11 not require evaluation of alternative end points for a high-voltage transmission line qualifying
2.12 as a large energy facility unless the alternative end points are consistent with end points
2.13 identified in a federally registered planning authority transmission plan or otherwise agreed
2.14 to for further evaluation by the applicant"

2.15 Page 23, line 5, after "enactment" insert "and applies to all pending applications"

2.16 Page 26, line 26, delete everything after "that"

2.17 Page 26, line 27, delete everything before "carry"

2.18 Page 31, line 17, delete "commissioner of the Pollution Control Agency" and insert
2.19 "Environmental Quality Board"

2.20 Page 31, after line 19, insert:

2.21 "(c) The commission of the Public Utilities Commission must amend Minnesota Rules,
2.22 chapter 7850 to authorize applicants for site and route permits to begin submitting
2.23 preconstruction compliance filings to commission staff for review immediately following
2.24 the commission's vote for granting the applicant a site or route permit but prior to the issuance
2.25 of a written commission order."

2.26 Renumber the subdivisions in sequence

2.27 And when so amended the bill do pass and be re-referred to the Committee on
2.28 Environment, Climate, and Legacy. Amendments adopted. Report adopted.

2.29 Nick A. Funtz
2.30 (Committee Chair)

3.1	March 13, 2024.....
3.2	(Date of Committee recommendation)