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State of Minnesota
HOUSE OF REPRESENTATIVES

EIGHTY-NINTH SESSION

H. F. No. 492

02/02/2015 Authored by Newberger and Hertaus

The bill was read for the first time and referred to the Committee on Job Growth and Energy Affordability Policy and Finance

1.1 A bill for an act
1.2 relating to energy; modifying the assessment mechanism used by the Legislative
1.3 Energy Commission; requiring a yearly expense report; amending Minnesota
1.4 Statutes 2014, section 3.8851, subdivision 7.

1.5 BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF MINNESOTA:

1.6 Section 1. Minnesota Statutes 2014, section 3.8851, subdivision 7, is amended to read:

1.7 Subd. 7. **Assessment; appropriation.** (a) Upon request by the cochairs of the
1.8 commission, the commissioner of commerce shall assess the amount requested for the
1.9 operation of the commission, not to exceed \$250,000 in a fiscal year, from the following
1.10 sources:

1.11 (1) ~~50~~ 33 percent of the assessment must come from all public utilities, municipal
1.12 utilities, electric cooperative associations, generation and transmission cooperative electric
1.13 associations, and municipal power agencies providing electric or natural gas services
1.14 in Minnesota; ~~and~~

1.15 (2) ~~50~~ 33 percent of the assessment must come from all bulk terminals located in this
1.16 state from which petroleum products and liquid petroleum gas are dispensed; ~~and~~

1.17 (3) 34 percent must come from companies that manufacture and sell eligible energy
1.18 technologies, as defined in section 216B.1691.

1.19 (b) The commissioner of commerce shall apportion the assessment amount requested
1.20 among the entities in paragraph (a), clause (1), in proportion to their respective gross
1.21 operating revenues from energy sold within the state during the most recent calendar year.

1.22 (c) The commissioner of commerce shall apportion the assessment amount requested
1.23 equally among the referenced entities in paragraph (a), ~~clause~~ clauses (2) and (3).

2.1 (d) The entities in paragraph (a), clause (1), must provide information to the
2.2 commissioner of commerce to allow for calculation of the assessment.

2.3 (e) The assessments under this subdivision are in addition to assessments made
2.4 under section 216B.62. The amount assessed under this section must be deposited in
2.5 the Legislative Energy Commission account in the special revenue fund. Funds in the
2.6 Legislative Energy Commission account are appropriated to the director of the Legislative
2.7 Coordinating Commission for the purposes of this section, and are available until
2.8 expended. Utilities selling gas and electric service at retail must be assessed and billed
2.9 in accordance with the procedures provided in section 216B.62, to the extent that these
2.10 procedures do not conflict with this subdivision.

2.11 (f) The commission shall provide a detailed report of its income and expenses in the
2.12 prior calendar year by January 1 of each year to the standing committees of the house of
2.13 representatives and the senate with jurisdiction over energy issues.

2.14 **EFFECTIVE DATE.** The amendment made in section 1 to Minnesota Statutes
2.15 2014, section 3.8851, subdivision 7, by adding clause (3), is effective the day following
2.16 final enactment and applies to an eligible energy technology company formed on or after
2.17 that date.