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State of Minnesota

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Page No. **577**

HOUSE OF REPRESENTATIVES

EIGHTY-FIFTH
SESSION

HOUSE FILE No. **3343**

February 21, 2008

Authored by Juhnke, Hilty, Magnus and Bly

The bill was read for the first time and referred to the Committee on Finance

April 7, 2008

Committee Recommendation and Adoption of Report:

To Pass as Amended and re-referred to the Committee on Ways and Means

April 21, 2008

Committee Recommendation and Adoption of Report:

To Pass

Read Second Time

1.1 A bill for an act
1.2 relating to energy; creating wind energy conversion system aggregation program;
1.3 appropriating money; proposing coding for new law in Minnesota Statutes,
1.4 chapter 216F.

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

1.6 Section 1. **[216F.09] WECS AGGREGATION PROGRAM.**

1.7 Subdivision 1. **Program established.** The entity selected to provide rural wind
1.8 development assistance under Laws 2007, chapter 57, article 2, section 3, subdivision 6,
1.9 shall also establish a wind energy conversion system (WECS) aggregation program. The
1.10 purpose of the program is to create a clearinghouse to coordinate and arrange umbrella
1.11 sales arrangements for groups of individuals, farmstead property owners, farmers'
1.12 cooperative associations, community-based energy project developers, school districts,
1.13 and other political subdivisions to aggregate small-volume purchases, as a group, in order
1.14 to place large orders for wind energy conversion systems with WECS manufacturers.

1.15 Subd. 2. **Responsibilities.** The entity shall:

1.16 (1) provide application procedures for participation in the program;

1.17 (2) set minimum standards for wind energy conversion systems to be considered for
1.18 purchase through the program, which may include price, quality and installation standards,
1.19 timely delivery schedules and arrangements, performance and reliability ratings, and any
1.20 other factors considered necessary or desirable for participants;

1.21 (3) set eligibility considerations and requirements for purchasers, including
1.22 availability to the applicant of land authorized for installation and use of WECS,
1.23 likelihood of a permit being approved by the commission or a county under this chapter,

2.1 documentation of adequate financing, and other necessary or usual financial or business
2.2 practices or requirements;

2.3 (4) provide a minimal framework for soliciting or contacting manufacturers on
2.4 behalf of participants; and

2.5 (5) coordinate purchase agreements between the manufacturer and participants.

2.6 Subd. 3. **Report.** By February 1 of 2009, and each year thereafter, the commissioner
2.7 of commerce shall submit a report to the chairs and ranking minority members of the
2.8 senate and house of representatives committees with primary jurisdiction over energy
2.9 policy on the activities and results of the program, including the number of participants
2.10 and the number of purchases made.

2.11 Subd. 4. **Assessment; appropriation.** Annual costs of the program, up to \$100,000,
2.12 must be assessed under section 216C.052, subdivision 2, paragraph (c), clause (1). The
2.13 assessment is appropriated to the commissioner of commerce to be used by the director
2.14 of the Office of Energy Security for a grant to the entity to carry out the purposes of
2.15 this section.

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