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State of Minnesota

HOUSE OF REPRESENTATIVES

NINETY-THIRD SESSION

H. F. No. 387

01/17/2023 Authored by Swedzinski
The bill was read for the first time and referred to the Committee on Climate and Energy Finance and Policy

1.1 A bill for an act
1.2 relating to energy; allowing the issuance of a certificate of need for construction
1.3 of an electric generating plant powered by nuclear fusion; amending Minnesota
1.4 Statutes 2022, section 216B.243, subdivision 3b.

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

1.6 Section 1. Minnesota Statutes 2022, section 216B.243, subdivision 3b, is amended to read:

1.7 Subd. 3b. Nuclear power plant; certain new construction prohibited; relicensing. (a)

1.8 The commission may not issue a certificate of need for the construction of a new
1.9 nuclear-powered electric generating plant.

1.10 (b) Any certificate of need for additional storage of spent nuclear fuel for a facility
1.11 seeking a license extension shall address the impacts of continued operations over the period
1.12 for which approval is sought.

1.13 (c) Paragraph (a) does not apply to an electric generating plant powered by nuclear
1.14 fusion.

1.15 (d) For the purposes of this subdivision, "nuclear fusion" means a process that produces
1.16 energy by combining multiple atomic nuclei to form a heavier nucleus.

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