

A bill for an act

relating to energy; abolishing prohibition on issuing certificate of need for new nuclear power plant; prohibiting plutonium weapon reprocessing; amending Minnesota Statutes 2010, section 216B.243, subdivision 3b, by adding a subdivision.

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

Section 1. Minnesota Statutes 2010, section 216B.243, subdivision 3b, is amended to read:

Subd. 3b. ~~Nuclear power plant; new construction prohibited; relicensing~~
Additional storage of spent nuclear fuel. ~~(a) The commission may not issue a certificate of need for the construction of a new nuclear-powered electric generating plant.~~
~~(b)~~ Any certificate of need for additional storage of spent nuclear fuel for a facility seeking a license extension shall address the impacts of continued operations over the period for which approval is sought.

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

Sec. 2. Minnesota Statutes 2010, section 216B.243, is amended by adding a subdivision to read:

Subd. 3c. **Nuclear plant; plutonium weapon reprocessing prohibition.** The commission may not issue a certificate of need for a new nuclear-powered electric generating plant if it finds that the applicant plans to reprocess spent fuel produced by the proposed plant into weapons-grade plutonium either at the plant or elsewhere in the state.

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