

Exhibit D

- President: Moving to No. 34 on the General Orders calendar. Senate File 2098, Senator Sparks.
- Sparks: Thank you, Madam President. I have the A-4 amendment.
- President: Senator Sparks offers the A-4 amendment. The Secretary will report the amendment.
- Secretary: Senator Sparks moves to amend Senate File Number 2098 as follows. Delete everything after the enacting clause clause. This is the A-4 amendment.
- President: To the amendment, Senator Sparks.
- Sparks: Thank you, Madam President and members. This amendment represents a compromise between the administration and Dairyland and Basin Power Cooperatives. I would like to thank Deputy Commissioner Bill Grant, Division of Energy Resources and his staff for working with us on this language. It secures their ability to determine resource adequacy while offering an alternative and streamlined regulatory filing process. The amended language creates an alternative reporting requirement for an electrical cooperative that has at least 80% of its members' distribution cooperatives located outside of Minnesota, and provides less than 4% of electricity annually sold at retail in Minnesota. The cooperative would be required to annually submit a report to the PUC that must include projected demand levels for the next 15 years, and generation resources to meet any projected generation deficiencies, and also do a presentation of the report in a manner established by the Public Utilities Commission. Members, this compromise will offer significant time and cost savings for the cooperatives, and still meet the goals and objections of the Division of Energy Resources for resource planning purposes. I would appreciate your support of the vote on this amendment and for your support on the bill. Thank you, Madam President.
- President: Further discussion, Senator Rosen.
- Rosen: Thank you Madam President. I rise in strong support of this Senate File 2098 and would like to thank Senator Sparks for his work on this and to thank the Department of Commerce, DER, Department of Energy Resources, and the other groups, the co-ops and munis that have worked to make these changes in the integrated resource plan that had been badly needed going forward here. It is very burdensome, there's more paperwork in Minnesota than any other states combined for some of these smaller co-ops that have less than 4% of their retail sales in Minnesota.

So this negotiations have been going on for about 18 months with the Department. They just came to an agreement, I believe it was yesterday or the day before, Senator Sparks. And this is a big deal for these co-ops and their munis and it's going to save a tremendous amount of money, labor, expense going forward, and I too appreciate them being willing to eliminate and streamline this reporting process. It will save money for the ratepayers going down the road, and appreciate a green vote. Thank you.

President: Further discussion on the A-4 amendment. Seeing none, Senator Sparks renews his motion, the A-4 Amendment, be adopted. All in favor, say aye.

Group: Aye.

President: Those opposed no.

President: The amendment is adopted. Further discussion on Senate file 2098. Seeing none, the Secretary will give Senate file 2098 its third reading.

Secretary: Senate file 2098, a bill for an act relating to utilities, third reading.

President: Secretary will take the role on Senate File 2098. All those Senators having voted who desire to vote, the Secretary will close the roll. There being 65 ayes and no nays, the bill is passed and its title agreed to.

- Speaker: Members, we will revert to the calendar of the day. The first bill on the Calendar for the Day is Senate File 2098. The clerk will report the bill.
- Clerk: Senate File 2098, number one on the supplemental Calendar for the Day. The first engrossment, an act relating to utilities.
- Speaker: The gentleman from Freeborn, Representative Murray.
- Murray: Thank you, Mr. Speaker. Senate File 2098 is a compromise between the administration, Dairyland, and Basin cooperatives working together with the Deputy Commissioner of DER, Bill Grant, and his staff. This agreement will secure the DER's ability to determine resource adequacy, while offering these co-ops a streamlined reporting requirement going forward. This amended language offers a way for the co-ops with more than 80% of their members outside of the state that provides less than 4% of the electricity sold annually in Minnesota, an exception to filing an IRP, an Integrated Resource Plan. The report to the PUC, that they will have to do going forward, must show demand levels for the next 15 years, and estimated resources to meet those demand levels for the future. With that Mr. Speaker, I would urge a green vote and will stand for any questions.
- Speaker: Discussion. Seeing no amendments at the desk the Clerk will give the bill's third reading.
- Clerk: Third reading, Senate File 2098.
- Speaker: Third reading. Discussion of the bill. The gentleman from Swift, Representative Falk.
- Falk: Thank you, Mr. Speaker. Would Representative Hackbarth yield to a question?
- Speaker: The gentleman from Anoka will yield. The gentleman from Swift.
- Falk: Thank you, Mr. Speaker. Representative Hackbarth, you're the chair of the Energy Committee. I'm trying to remember, did this bill go to the Energy Committee?
- Speaker: The gentleman from Anoka.
- Hackbarth: Thank you, Mr. Speaker. No.
- Falk: Thank you, Mr. Speaker. If Representative Hackbarth would yield.
- Speaker: The gentleman will yield. The gentleman from Swift.
- Falk: Thank you, Mr. Speaker. Representative Hackbarth, why didn't we hear this bill in the Energy Committee?

Hackbarth: Mr. Speaker, I'm sorry, Representative Falk, it did go to subcommittee of the Energy Committee. Subcommittee of the Environment Committee, the Energy Committee, it did go to our committee, yes.

Speaker: The gentleman from Swift.

Falk: Thank you, Mr. Speaker. This one, you said we did hear this in the Energy Subcommittee? I remember we heard the one dealing with the right of first refusal for transmission providers, but I don't believe we heard this bill. I just was trying to see if that was the case. I don't believe I missed any meetings, but if you could clarify. Thank you.

Speaker: The gentleman will yield. The gentleman from Anoka, Chair Hackbarth.

Hackbarth: Thank you, Mr. Speaker. Yes, Representative Falk, it did go our committee; we did hear this bill.

Falk: Okay, thank you, Mr. Speaker.

Speaker: Discussion, the gentleman from Crow Wing, Representative Ward.

Ward: Thank you, Mr. Speaker, and will the author, Representative Murray, yield please?

Speaker: The gentleman from Freeborn will yield. The gentleman from Crow Wing, Representative Ward.

Ward: Thank you, Mr. Speaker. Representative Murray, I see that in the bill draft here it talks about Basin Electric and Dairyland Power co-op. Can you tell the body if there are any more co-ops in the state of Minnesota that are impacted with this legislation?

Speaker: The gentleman from Freeborn.

Murray: Representative Ward, this legislation will only affect Dairyland and Basin cooperatives.

Speaker: Discussion. The gentleman from Pine, Representative Hilty.

Hilty: Thank you, Mr. Speaker. To clarify Representative Falk's question and Representative Hackbarth's answer, I believe that this bill was referred to the Energy subcommittee, but the Energy subcommittee as a subcommittee did not actually meet. The bill was heard in the full Environment Energy and Natural Resources committee. Representative Hackbarth can correct me if I'm wrong about that, but I think that is what happened. The Representative Murray described the bill quite accurately, it is a compromise solution, it's a much better bill than as it was initially drafted, and it's probably not the worst bill in the world. Members can

vote however they want on this or how they feel about the necessity of having a complete picture of our energy situation in the state, but I am gonna be voting no.

Speaker: Discussion. The gentleman from Swift, Representative Falk.

Falk: Thank you, Mr. Speaker. And I think it should just be reported for the body too, that having looked at the bill path of this bill, I see that, at least according to the website, it did not go to the Energy subcommittee. It was just heard in the full committee. So once again, it bears the question why we actually have an Energy subcommittee when we don't actually hear the energy bills in said subcommittee.

Speaker: Discussion. The clerk will take the roll on the bill. Members, please vote. The clerk will close the roll. Knuth votes no. There being 96 ayes and 34 nays, Senate File 2098 is passed, and its title agreed to.