



2015 ASSEMBLY BILL 384

October 8, 2015 - Introduced by Representatives PETERSEN, KUGLITSCH, MACCO, NEYLON, JACQUE, THIESFELDT, WEATHERSTON, KREMER, KULP, BRANDTJEN, E. BROOKS, MURPHY, CRAIG, SANFELIPPO, LOUDENBECK, QUINN, T. LARSON, PETRYK, SCHRAA, TAUCHEN, JAGLER, JARCHOW, NYGREN, TITTL, J. OTT, KNUDSON, KNODL, KLEEFISCH, VORPAGEL, GANNON and ROHRKASTE, cosponsored by Senators LASEE and WANGGAARD. Referred to Committee on Energy and Utilities.

1 **AN ACT** *to repeal* 196.493; *to amend* 196.491 (3) (d) (intro.); and *to create* 1.12
2 (4) (cm) of the statutes; **relating to:** requirements for approval of construction
3 of nuclear power plants and changes to the state's energy priorities policy.

Analysis by the Legislative Reference Bureau

This bill makes changes to the approval of nuclear power plants. Under current law, with certain exceptions, a person may not construct any new power plant unless the Public Service Commission (PSC) has issued a certificate to the person. The PSC may not issue a certificate unless specified requirements are satisfied. In addition, if the proposed power plant is a nuclear power plant, current law prohibits the PSC from issuing a certificate unless the PSC finds both of the following: 1) that there is a facility with sufficient capacity to receive the spent fuel from all nuclear power plants in the state; and 2) that construction of the power plant is economically advantageous to ratepayers based on specified factors. This bill eliminates the additional findings required under current law for a proposed nuclear power plant.

The bill also makes changes to current law that provides that, in meeting energy demands, the policy of the state is that, to the extent cost-effective and technically feasible, options be considered based on the following priorities, in the following order: 1) energy conservation and efficiency; 2) noncombustible renewable energy resources; 3) combustible renewable energy resources; and 4) nonrenewable combustible energy resources. Current law requires, to the greatest extent cost-effective and technically feasible, state agencies and local governments to design new and replacement energy projects in accordance with the priorities. In

