

program not established by a city, county or town, ~~such the~~ corporation shall select a community mental health board which shall be representative of the groups herein enumerated, but the number of members need not be nine. When any combination of the political ~~subdivision subdivisions~~ herein enumerated establishes a community mental health services program, the chief executive officer of each participating city and the chairman of the governing body of each participating county or town shall appoint two members to a selecting committee, which shall select the members of the board. Membership of the community mental health boards shall be representative of local health departments, medical societies, county welfare boards, hospital boards, lay associations concerned with mental health, labor, agriculture, business, civic and professional groups and the general public. Nothing in this section shall be construed to preclude the appointment to the community mental health board of individuals who are also members of a board of county commissioners so long as the mental health board retains the representative character indicated above.

Approved May 17, 1975.

CHAPTER 170—S.F.No.1196

An act relating to energy; defining terms; requiring certain reports to be filed with the director of the Minnesota energy agency at specified times; providing that no large energy facility be constructed or sited in this state after a certain date without a certificate of need issued therefor; amending Minnesota Statutes 1974, Sections 116H.02, Subdivision 5; 116H.10, Subdivision 2; and 116H.13, Subdivisions 1 and 2.

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

Section 1. Minnesota Statutes 1974, Section 116H.02, Subdivision 5, is amended to read:

Subd. 5. **ENERGY; REGULATION OF FACILITIES.** "Large energy facility" means any electric power generating plant or combination of plants at a single site with a combined capacity of 50,000 kilowatts or more, any ~~interstate~~ high voltage transmission line with a capacity of 200 kilovolts or more and ~~over~~having more than 100 miles ~~in of its~~ length in Minnesota, any facility on a single site designed for or capable of storing more than one million gallons of crude petroleum or petroleum fuels or oil or derivatives thereof, any pipeline greater than six inches in diameter and ~~over~~having more than 50 miles ~~in of its~~ length in Minnesota used for the transportation of crude petroleum or petroleum fuels or oil or derivatives thereof, any pipeline for transporting natural or synthetic gas at pressures in excess of 200 pounds per square inch and ~~over~~having more than 50 miles ~~in of its~~ length in Minnesota, any facility designed for or capable of storing on a single site

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more than 100,000 gallons of liquified natural gas or synthetic gas, any underground gas storage facility requiring a permit pursuant to section 84.57, any facility designed or capable of serving as a depot for coal transported into this state for use within the state or transshipment from the state and any petroleum refinery, and any facility intended to convert coal into any other combustible fuel and having the capacity to process in excess of 25 tons per hour.

Sec. 2. Minnesota Statutes 1974, Section 116H.10, Subdivision 2, is amended to read:

Subd. 2. In addition to supplying such current statistical and short range forecasting information as the director may require, each utility, coal supplier, petroleum supplier and large energy facility in the state shall prepare and transmit to the director by ~~January~~ July 1, 1975, and every year thereafter, a report specifying in five, ten, and ~~20-15~~ -year forecasts the projected demand for energy within their respective service areas and the facilities necessary to meet the demand.

The report shall be in a form specified by the director and contain all information deemed relevant by the director.

Sec. 3. Minnesota Statutes 1974, Section 116H.13, Subdivision 1, is amended to read:

116H.13 CERTIFICATE OF NEED. Subdivision 1. ~~Within six months after the submission of the first biennial report the~~ The director shall, pursuant to chapter 15 and sections 116H.01 to 116H.15, promulgate assessment of need criteria to be used in the determination of need for large energy facilities pursuant to this section. The assessment of need criteria for electric generation facilities and electric transmission lines shall be promulgated no later than September 15, 1975. The assessment of need criteria for all other large energy facilities shall be promulgated no later than July 1, 1976.

Sec. 4. Minnesota Statutes 1974, Section 116H.13, Subdivision 2, is amended to read:

Subd. 2. ~~After promulgation~~ On and after the effective date of the assessment of need criteria adopted pursuant to subdivision 1, no large energy facility shall be sited or constructed in Minnesota without the issuance of a certificate of need by the director pursuant to sections 116H.01 to 116H.15 and consistent with the criteria for assessment of need.

Sec. 5. **EFFECTIVE DATE.** This act is effective the day following its final enactment.

Approved May 17, 1975.

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