

STATE OF MINNESOTA EXECUTIVE DEPARTMENT



**MARK DAYTON
GOVERNOR**

Executive Order 11-14

Continuing the Office of Energy Security as the Division of Energy Resources Within the Department of Commerce

I, Mark Dayton, Governor of the State of Minnesota, by virtue of the authority vested in me by the Constitution and applicable statutes, do hereby issue this Executive Order:

Whereas, issues relating to the generation, transmission, distribution, and consumption of energy, including cost, efficiency, reliability, and environmental impact affect all Minnesotans; and

Whereas, emissions from energy production and use include air pollutants like mercury and particulates that contribute to public health impacts, and greenhouse gas emissions that contribute to climate impacts, and these emissions need to be managed through a dedicated, comprehensive, and cross-agency approach; and

Whereas, an Office of Energy Security was created within the Department of Commerce, under Executive Order 08-03; and

Whereas, it would be beneficial to continue to have a single, easily identifiable entity within state government to coordinate state policy, programs, and information on energy and climate change and provide greater visibility to the importance of these issues;

Now, Therefore, I hereby order that:

1. The Commissioner of Commerce will maintain within the Department of Commerce the Division of Energy Resources (“DER”) (formerly known as the “Office of Energy Security”). The Commissioner of Commerce, in consultation with the Governor, will appoint a Director of DER.

2. The Director of DER will implement the Commissioner of Commerce's statutory powers and duties over energy, climate change, and greenhouse gas emissions, including those set forth in Minnesota Statutes, chapters 216A, 216B, 216C, 216E, 216F, 216G and 216H. Consistent with state law, the Commissioner will execute the appropriate delegation of authority documents to provide the Director of DER the authority to carry out the Commissioner's powers and duties related to energy, climate change, and greenhouse gas emissions.
 3. In addition, the DER will serve as the lead entity to coordinate cooperation, resources, and information between state agencies that have responsibilities for matters relating to energy, climate change, and greenhouse gas emissions. The DER will also coordinate public information from state government on energy issues as they relate to climate change and greenhouse gas emissions.
 4. In relation to the Public Utilities Commission, the role of the DER will be limited to carrying out the responsibilities assigned to the Commissioner of Commerce under Minnesota Statutes, chapters 216A, 216B, 216C, 216E, 216F, 216G and 216H.
 5. The Commissioners of Natural Resources, Transportation, Agriculture, Labor and Industry, Employment and Economic Development, Administration, the Pollution Control Agency, and the Housing Finance Agency, and the Chair of the Metropolitan Council, will work cooperatively with the Director of DER to implement this order.
 6. To ensure efficient use of resources and staff and the continuity of programs, the Director of DER may also serve as a deputy or an assistant commissioner for the Department of Commerce and perform other responsibilities as directed by the Commissioner of Commerce.

Under Minnesota Statutes, section 4.035, subdivision 2, this Executive Order is effective 15 days after publication in the State Register and filing with the Secretary of State.

In Testimony Whereof, I have set my hand on April 8, 2011.

Mark Dayton
Governor

Filed According to Law:

Mark Ritchie Secretary of State

