

DEIS MEETINGS - 14-916 15-137

ST. PAUL - JUNE 13, 2017 - 6:00 P.M.

(PRIVATE COMMENTS WITH COURT REPORTERS)

MINNESOTA DEPARTMENT OF COMMERCE

In the Matter of the Application of Enbridge Energy,
Limited Partnership for a Certificate of Need for the
Line 3 Pipeline Replacement Project in Minnesota from the
North Dakota Border to the Wisconsin Border.

PUC DOCKET NO: CN-14-916
OAH DOCKET NO: 65-2500-32764

In the Matter of the Application of Enbridge Energy,
Limited Partnership for a Route Permit for the Line 3
Pipeline Replacement Project in Minnesota from the North
Dakota Border to the Wisconsin Border

PUC DOCKET NO: PPL-15-137
OAH DOCKET NO: 65-2500-33377

Intercontinental Hotel
11 East Kellogg Boulevard
St. Paul, Minnesota

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1 MR. CHUCK NELSON: The name is Chuck
2 Nelson, C-H-U-C-K, N-E-L-S-O-N. Another pipeline
3 proposal -- it seems to me Minnesota is crisscrossed
4 with pipelines. No doubt some have been necessary.

5 Today, however, we are entering a time
6 when renewable energy -- when renewables, energy
7 efficiency, and conservation are clearly
8 demonstrating a wiser course.

9 At this time, rather than risking
10 Minnesota land and waters to allow investors to
11 profit from the tar in Canada, let us be prudent,
12 deny the permit for Enbridge 3, encourage safer
13 renewables. In ten years there will likely be
14 pipeline removal proposals.

15 MS. AIMEE MERINO: My first name is
16 Aimee, A-I-M-E-E. Last name is Merino, M-E-R-I-N-O.
17 I'm from Woodbury, Minnesota, and I'm here today
18 because I oppose the pipeline.

19 For one thing I think that in this time
20 where climate change is a major issue facing the
21 planet, that it's not in anyone's best interests to
22 continue to promote fossil fuels.

23 But also, I'm very concerned about the
24 effect that this could have on our drinking waters
25 and our creational waters because of persistent

1 problems with leaks or other pipelines across the
2 country.

3 And then additionally, while I appreciate
4 the fact that building pipelines does create some
5 temporary work, pipelines typically do not create a
6 lot of long-term jobs, whereas transitioning our
7 energy into green energy doesn't just make
8 short-term jobs, but makes full-time careers, and I
9 think it's ultimately better for our economy.

10 MR. JOHN LANDRETTI: My name is John
11 Landretti, J-O-H-N, L-A-N-D-R-E-T-T-I. I'm a
12 Roseville resident. I'm here to voice my strong
13 opposition to the alternate pipeline.

14 I believe that, as a business, Enbridge
15 owes it to the common good to clear out the old
16 pipeline 3, practice good stewardship, and not
17 simply abandon the line, which I consider
18 irresponsible and unethical, and against the common
19 good and public legacy.

20 I am deeply concerned about the
21 abandonment of pipeline 3, because of the pollution
22 risks to the environment.

23 Regarding the new proposed alternate
24 line, I believe that Enbridge's reputation and track
25 record does not justify their claims that the line

1 is safe.

2 I cite the 1991 massive oil spill that
3 dumped 41 tanker cars worth of fuel and oil into the
4 river and numerous other locations.

5 In addition, I support the Native
6 American position to honor treaty rights and their
7 wishes that these pipelines not cross vulnerable
8 wetlands in their area.

9 Again, I've come here at considerable
10 effort because of the strength of my feelings based
11 on what I've read and what I've heard from other
12 people. Thank you for this opportunity.

13 MS. REGINA BIRCHEM: I read the Executive
14 Summary and select parts of the DEIS for Enbridge's
15 Line 3 proposal.

16 I am absolutely opposed to a new Line 3.
17 I'm opposed to abandoning and even continuing to use
18 the present Line 3.

19 The DEIS lists and sometimes provides
20 data on many important issues, such as: Impact on
21 wildlife, water quality, soil -- water quality, soil
22 and air, social and environmental justice, treaty
23 rights, climate change.

24 In spite of identifying these critical
25 issues, the overall bias of the statement is to

1 accept another pipeline as inevitable, even though
2 it impinges negatively, economically and socially,
3 on the people of Minnesota and beyond.

4 Challenges and perils of rapidly changing
5 climate and political situations -- never faced
6 previously by the people of Minnesota -- are
7 speedily coming upon us with both certainty and
8 unpredictability.

9 My four points: We really don't need any
10 more oil. Processing Canadian heavy tar sands crude
11 oil is not currently profitable.

12 Number 2, based on unclear and
13 conflicting data in Chapter 5, estimates of
14 life-cycle greenhouse gas emissions for heavy crude
15 transport by Line 3 over the span of 30 years is
16 shockingly high.

17 Just for greenhouse gas emissions, \$287
18 billion.

19 The present Line 3 has been in place
20 about 50 years. So if Enbridge is still viable, it
21 is likely that a projected new line would be used
22 longer than 30 years.

23 Number 3, if Enbridge cannot or chooses
24 not to remove the old Line 3 pipeline safely, then
25 why install a larger Line 3 carrying even more

1 hazardous heavy crude.

2 Enbridge claims it will monitor the
3 abandoned Line 3 indefinitely. How long will
4 Enbridge exist? The cost of removal of Line 3 is
5 estimated at \$1.28 billion. The cost of abandoning
6 it is \$85 million.

7 What about all the old pipelines? Who
8 will pay for their removal and mitigation of damage.

9 The fourth point, the applicant's
10 preferred route will lead to a permanent destruction
11 and fragmentation of forested and wetland habitats
12 in northern Minnesota, an area already challenged
13 markedly by climate change.

14 This is stated clearly as permanent
15 damage to the forest in the executive summary and is
16 stated clearly in the EIS.

17 In closing, a week ago I stood, as many
18 of you have, on the North Shore of Lake Superior in
19 awe of the vastness and beauty of the world's
20 largest body of fresh water.

21 Minnesotans share an enormous
22 responsibility to protect water and our priceless
23 resources. We can no longer employ destructive
24 processes that can not be reversed for short term
25 monetary gain by any company or individual.

1 University of Minnesota scientists
2 throughout the state, including in Ely, Minnesota,
3 are trying to assess the unexpected effects of
4 climate change, such as, for example, high
5 horizontal winds that can remove a whole forest in a
6 short time. The forests do not recover.

7 MR. ROWAN GLASER: My name is Rowan
8 Glaser, R-O-W-A-N, G-L-A-S-E-R.

9 I'm an artist and author, and I would
10 like to say that I would appreciate an environmental
11 impact study on abandoning the other line, the old
12 line. We don't need anything else besides that. It
13 would be nice to find out how they're planning to
14 dispose of that line.

15 Last year the Sandpiper pipeline was
16 rejected because it was hazardous to the citizens of
17 St. Paul, Minneapolis.

18 This new Line 3 that's proposed is no
19 less hazardous, especially to the people that live
20 up north.

21 Besides, it will cross both the
22 Mississippi and the St. Croix Rivers, and I know the
23 Mississippi River is the drinking source for both
24 St. Paul and Minneapolis.

25 MS. JOAN HUGHES: Joan Hughes. This is

1 my concern: We have alternatives for energy that
2 are cost effective now. Examples would be solar and
3 wind, and they're also safe for the environment.

4 If you poll people, they're all for
5 renewable energy. What we don't have an alternative
6 for is our lands, our water, our air, and the effect
7 of leaking pipes, and also the use of them that
8 leads to climate change.

9 The use of fossil fuels, and especially
10 the tar sands, because the amount puts more CO2 into
11 the atmosphere than other forms.

12 So I'm very worried about our loss of
13 precious resources in central Minnesota having
14 pipelines going through. It's beautiful territory.

15 And I spend a lot of time outside.

16 I think we as Minnesotans could do
17 better, and I think there should be a lot more
18 thorough investigation from an Environmental Impact
19 Statement.

20 MR. BRIAN QUINLAN: Enbridge provides
21 very good employment in the community and enables
22 their employees to -- I just want to say that
23 Enbridge provides -- Enbridge is a good employer to
24 the community. They stress safety, integrity, and
25 respect, and I'm very proud to work for them.

1 MS. LAURA DEAN: Laura Dean, and I am a
2 public health student at the U of M in nutrition,
3 and I'm concerned about the impacts, the
4 environmental impacts of this pipeline. And I
5 believe that the statement is written biased toward
6 Enbridge. I would like to see it geared more
7 towards the environment. I think it directly
8 impacts indigenous people in the land, and I think
9 we need to look at that more seriously.

10 And the EIS actually gave several clauses
11 for Enbridge in addressing potential spills but they
12 seem to also leave an option for them to not address
13 it all.

14 And I don't believe that the same
15 considerations are given on an environmental stance
16 in terms of the impact on the wetlands and wetland
17 restoration, and I think that a spill is too risky.

18 It's one-fifth of our water, if one were
19 to get into Lake Superior, and I think we need to
20 protect our long-range vision of the environment and
21 our health as a state, the people in the state, and
22 the people on the land.

23 I'll guess that's all I'll say -- I also
24 believe this means -- I'll just read this: Table
25 12, the spill sites' comparison, is measuring the

1 risk for trained spills, based on data from 2007 to
2 2017.

3 The EIS should more accurately measure
4 the comparative risk of these three methods of oil
5 transportation by considering improvements in rail
6 technology, safety, and regulation that will
7 inevitably proceed the lifetime of a new pipeline
8 that assumes risk of train transportation is likely
9 to change.

10 In addition, spill data for pipelines
11 should include data specific to the applicant's
12 history.

13 Chapter 2, section 8.33, in regards to
14 spill response training. The DEIS states that
15 Enbridge has indicated that their training programs
16 exceed the standard.

17 I recommend that the statement be
18 stricken from the EIS as it is partial to the
19 applicant, or that if that statement remains, more
20 details in reference to examples be given.

21 In addition, this section of the EIS
22 should look at previous spills in the applicant's
23 pipelines and the correlating response statistics,
24 and that includes -- that would include a spill in
25 1991, in Minnesota, which is the largest inland

1 spill, as well as a spill in Kalamazoo, Michigan.

2 Another concern was the time period in
3 which these permits go forward. I believe it's 30
4 years. They look at 30 years, and many of the
5 pipeline catastrophes that happen are just beyond 30
6 years.

7 So I believe the reference range should
8 be a lot wider and look at more time.

9 I think more examples need -- more
10 specifics should be included in the EIS about the
11 soil restoration of the wetlands and in terms of the
12 top soil management, and the impact of the wetlands.

13 And I believe that the process should
14 more directly involve the native communities on the
15 lands that do not just mention them and check the
16 box, but actually respect that this breaks the
17 treaty on two -- at least two native reservations in
18 northern Minnesota.

19 MR. DWIGHT ENGEN: Dwight Engen, Chaska,
20 Minnesota.

21 I'm in favor of the proposed Line 3
22 pipeline. One, I think it's for the economy.

23 I believe that we need to move more
24 towards energy independence, and I think having
25 safe, well-maintained pipelines is the answer for

1 that future independence.

2 Also, these are great construction jobs.
3 I work in the construction industry and our people
4 that I work with make a lifetime off of building
5 pipelines and maintaining them so they're the safest
6 and the most reliable form of energy, as far as oil
7 and natural gas.

8 So in a nutshell, I would urge that the
9 PUC and the decision-makers move forward on the
10 project and don't waste too much time, as I think
11 time is of the essence.

12 Minnesota is blessed to have access to
13 refineries such as the Enbridge refinery but also we
14 have the Koch refinery plant, which I think is
15 called something else. It's called -- the Koch
16 refining plant, and these are really good jobs for
17 Minnesotans. And I believe having the refineries
18 here gives us better control of our future for
19 energy.

20 MR. JOHN SQUIRES: My name is John
21 Squires, and I'm here to oppose the Line 3 pipeline
22 specifically because it endangers water and
23 indigenous sovereign treaty rights.

24 I think that one of my big suggestions is
25 that there be an option to say no to the new

1 pipeline and to remove the old one.

2 It seems like the only option so far is
3 to either leave the old one in the ground and keep
4 using it or build a new one.

5 It seems like there should be an option
6 to stop the old nasty one and not replace it at all.

7 Because tar sands is so toxic, and we're
8 living in a dying planet and adding more tar sands
9 in a pipeline is just going to make it worse.
10 That's all.

11 MS. ALYSSA WHITING: Alyssa Whiting.

12 Why move forward with outdated technology
13 when we have sustainable sources to advantage
14 instead? Why move forward with a project that only
15 benefits a small group of people at great cost to
16 the rest of us and the environment.

17 Line 3 represents another major
18 environmental impact before it's even begun. Tar
19 sands' landscapes are completely irrecoverable.
20 Minnesota waterways must be protected.

21 We now have renewable profitable sources
22 of energy. We should not use this dirty, outdated
23 source.

24 MS. MARGARET KIELTY: My name is Margaret
25 Kielty.

1 I have several comments, I guess. One is
2 for my husband, who asked me to ask about this.
3 Does the management have a quality assurance plan to
4 maintain corrosion protection for preventing
5 leakage.

6 Electric DC current, are they going to
7 implement it? Are they going to guarantee to
8 monitor it? He's worried about the safety of the
9 pipeline.

10 My comment is I'm not -- I have two
11 comments. Enbridge is a Canadian company. Why
12 don't they run it across Canada and out that way?
13 Why run it through Minnesota? I think they should
14 just run it through Canada, if they want to do that.

15 The other thing is we have some farmland
16 up in that area. It's beautiful. We put it in all
17 conservation and natural wildflowers for 20 years,
18 and it would be devastating if it damaged the area.
19 The area is so beautiful.

20 They have no right to do that. Our farm
21 has been in the family for a hundred years. I want
22 to make sure it's not trashed. So I feel very
23 strongly not to do it. And if they have to do it,
24 do it through Canada.

25 My husband wants to make sure they're

1 totally up with all their safety precautions, not
2 have any leaks.

3 MS. EMILY MOORE: Emily Moore. I live in
4 Minneapolis.

5 What I want to say is that I tried to
6 study the documents that the hearing is about, and I
7 especially focused on the Certificate of Need
8 information. And I may not have read everything.

9 This is what I want the Public Utilities
10 Commission to know. I may not have read everything,
11 but my understanding is the Certificate of Need --
12 do you need the project? Not just which route it's
13 going to take.

14 Do you need a pipeline, to begin with?
15 And that is where the Public Utilities Commission
16 should begin.

17 Now, I'm feeling that the people that
18 established the Public Utilities Commission had in
19 mind that their, the Commission would consider
20 environmental and economic issues, having to do with
21 utilities.

22 And in this day and age, when we know --
23 when we as a society know if we pay attention to the
24 science, we know that we cannot continue to use oil,
25 and especially not the oil that eventually would

1 come to this pipe, to Line 3 from Canada.

2 We cannot use that resource and still
3 have a climate that people can live in, let alone --
4 we don't know who would be able to -- what species
5 will even be able to survive climate change if all
6 of the tar sands are just willy nilly used without
7 being responsible. And to build a pipeline that can
8 last for 50 years, with the company that built it
9 expecting to send oil through it, is just -- I just
10 cannot wrap my mind around how the Public Utilities
11 Commission could faithfully and responsibly execute
12 their duty and still not consider, not even have
13 that part of the Certificate of Need process.

14 Do we need this at all? You can tell
15 already that my opinion is that we do not need it.
16 Because we know that wind and solar are already
17 dropping so far in price that the oil that's coming
18 through the pipeline will not be able to compete
19 with electricity and wind driven modes of
20 transportation.

21 And I should also say that I'm sure the
22 Commission is aware of this. I'm aware of how much
23 improvement there has been in battery storage, and
24 that is going to wipe out the argument that, "Oh, we
25 need this other fuel because the sun doesn't always

1 shine and the wind doesn't always blow."

2 The storage is amazing, potential for
3 batteries is amazing, and therefore, that makes a
4 potential stranded asset of this big pipeline with
5 nowhere, nothing to carry.

6 And that doesn't even touch -- nothing
7 that I've said has even touched the damages of oil,
8 to begin with, being transported at either place.

9 I want us to put our money -- I want the
10 world to be investing in the new technology of
11 batteries, wind, solar, and all of the technologies
12 that are available to us in energy efficiency.

13 We have not begun to tap into the
14 efficiency that all of our buildings and our homes
15 could experience.

16 So I implore the Commission to be the
17 responsible service that they have pledged to be and
18 consider that the Certificate of Need also extends
19 to whether we need the oil at all.

20 MR. BRADLEY BLACKETT: My name is Bradley
21 Blackett, and I'm from Apple Valley, Minnesota. I'm
22 here today as a guardian of future generations.

23 We are here to ensure that you perform
24 your public duty to ensure ecologically healthy
25 land, water, and air for the benefit of future

1 generations.

2 We protect what we deem most important --
3 our children, your children, and our grandchildren.
4 The critical responsibility of government is to
5 protect the public trust, because we have good
6 government, bad government, efficient government.

7 We have governments of different
8 philosophies, but the U.S. is a democratic society,
9 and we pride ourselves on that, but too often we
10 think of our government as three branches: The
11 executive, the judicial, and the elected legislative
12 branch.

13 But the most important branch that barely
14 gets attention is the fourth branch, which is the
15 people. And so I want to make sure that we live up
16 to the true democracy and that we live up to that
17 responsibility.

18 I'm going to return to the script. Maybe
19 the argument isn't whether government should be big
20 or small, but whether they can fulfill this duty,
21 this duty of protecting the commons.

22 When the economy and the corporate
23 profits become more of a focus than the health of
24 the environment, we become concerned.

25 It isn't the basis -- isn't it the basis

1 of a healthy economy, a healthy planet with healthy
2 people? And when the air and the waters become more
3 and more polluted and we destroy our lands, what is
4 our future? What legacy are we leaving to our
5 children.

6 We the people need you to be a guardian,
7 a public trustee, a morale force, hold sacred our
8 public health and well-being. Your role is to
9 protect the common spaces so we can breathe clean
10 air and drink clean water.

11 Proposals for pipelines are evaluated on
12 the alleged environmental model. The public has to
13 pay for the gambles of business when they pollute
14 the environment.

15 I'd like to share a concept called the
16 precautionary principle, which is used widely across
17 Europe and other developed countries.

18 When an activity raises threats of harm
19 to human health or the environment, precautionary
20 measures should be taken even if some cause and
21 effect relationships are not fully established
22 scientifically.

23 That is, in the face of harm and
24 scientific uncertainty, we must take action to
25 prevent harm. The precautionary principle tells us

1 to act ethically and protect future generations; not
2 wait until the evidence is complete.

3 The question in the case of Line 3 is, do
4 we know enough to act? The answer is, of course,
5 yes. True democratic engagement requires the free
6 prior informed consent of a community affected by a
7 decision.

8 The community should have the right to
9 say yes or no to things that affect their future.
10 And we say no to this pipeline.

11 So as you consider the proposal before
12 you, make it your responsibility to take into
13 account how it affects everything -- excuse me,
14 every being's right to clean air, water, healthy
15 land, no matter what our race, ethnicity, or social
16 economic status.

17 On behalf of all future generations, we
18 thank you for standing on the side of love or
19 justice.

20 MS. LAURA TRIPLETT: My name is Laura
21 Triplett. I'm a professor of geology at Gustavus
22 Adolphus College.

23 I am concerned that this EIS -- this DEIS
24 does not take into full account the impacts of
25 increased green earth gas emissions.

1 Specifically, it doesn't think broadly
2 enough about economic costs of warming. Those costs
3 need to be assessed both in Minnesota, but more
4 broadly, at the national and planetary scale, and at
5 a length of time beyond 30 years.

6 I understand it's difficult to partition
7 warming into one pipeline versus other missions
8 sources -- emission sources.

9 The DEIS acknowledges an increase in CO2
10 emissions, but doesn't take the next logical step to
11 assess the true cost to our state and country.

12 As a geologist, I study climate change
13 all the time, and have stepped beyond my comfort
14 zone as a scientist to begin advocating for what I
15 think is a more rational and sustainable policy
16 future.

17 Building this pipeline is not a more
18 rational and sustainable policy future for
19 Minnesota.

20 MR. MIKE BUBALO: Mike Bubalo. I believe
21 the pipeline will create many good paying local
22 jobs, will put a lot of Minnesotans to work.

23 The laborers and the 49ers have state of
24 the art training centers that are training hundreds
25 and hundreds of hours each year on pipeline safety

1 and pipeline work.

2 MR. STEVE LELCHUK: My first name is
3 Steve, S-T-E-V-E, Lelchuk, L-E-L-C-H-U-K.

4 So I want to address chapter 10, section
5 5, which is Spill Prevention Preparedness and
6 Response, and my question is, to what extent will
7 this pipeline be vulnerable to cyber attack, which
8 could cause a catastrophic accident.

9 Number one, pipelines are industrial
10 scale systems run in large part by sophisticated
11 hardware and software technology. I specifically
12 have in mind in this case, something called
13 supervisory control and data acquisition or SCADA.

14 According to Wikipedia, and I quote,
15 "Supervisory control and data acquisition is a
16 controlled system architecture that uses computers,
17 network data communications, and graphical user
18 interfaces for high level process supervisory
19 management, but uses other peripheral devices, such
20 as programmable logic controllers and discrete" --
21 and this is all caps -- "PID controllers to
22 interface to the process plant or machinery.

23 "Stuxnet" -- that's spelled S-T-U-X-N-E-T
24 -- "the cyber attack on Iran's nuclear enrichment
25 systems, that came to the world's attention in 2010,

1 was directed exactly against their SCADA system.

2 "Many of the components of that malware
3 have since escaped into the wilds of the Internet,
4 available to any reasonable savvy computer user."

5 And in fact according to a 2016 article
6 on the website, security intelligence, and I quote,
7 "Attacks targeting industrial control systems
8 increased over 110 percent in 2016, over last year's
9 numbers as of November 30th.

10 "Furthermore, in March of 2017, on the
11 website, cbr online, Eugene Kaspersky, the founder
12 of Kaspersky Lab, noted that of 13,000 industrial
13 control systems connected to the Internet, 90
14 percent have known vulnerabilities and 30 percent of
15 these are in the U.S."

16 Now, in the Draft EIS, section 10.5.2.3,
17 there is a reference to, "The existing Enbridge
18 supervisory control and data acquisition system,
19 which can automatically initiate pump station
20 shutdowns to maintain safe operating pressures."

21 So we know Enbridge is using these
22 industrial control systems and we know they are
23 vulnerable to attack.

24 It seems to me that the Draft EIS needs
25 to directly address this serious potential threat to

1 the pipeline's integrity. No doubt Enbridge is
2 working hard to plug any holes in its cyber
3 security, as are we all.

4 However, we all know this is somewhat of
5 an ongoing slug fest between cyber good guys and
6 cyber bad guys.

7 I find myself quoting Dirty Harry, "Do
8 you feel lucky."

9 MR. DAN BRADY: Dan Brady. The Enbridge
10 Line 3 replacement, it's not about adding a new
11 line, it's about replacing an old line that is
12 substandard.

13 We're not going to be doing anything
14 besides replacing a line that is at a greater risk
15 to the general public and to the environment with
16 improved technology and improved design.

17 In the meantime, that will add members'
18 jobs. And I represent over 10,000 members.

19 We also do things from all sources of
20 energy, whether it be solar, wind, natural gas.
21 We've got members that do all of these different
22 things.

23 We're all for alternative ways to get
24 things done. Unfortunately, the way it sits now,
25 petroleum is very much a part of our lives and will

1 continue to be because of the products that we use.

2 Everybody here used petroleum in some way
3 or form to get here, whether it be on a car, a bike,
4 whatever the case, they still used some type of
5 petroleum -- whether it was the asphalt that they
6 got here on, that they drove on, the pens that
7 they're using to take notes, the cell phones that
8 they're using to do research on what everybody else
9 was saying.

10 I am for this pipeline because it's a
11 better way to get oil from one spot to another, the
12 safest way to get oil from one spot to another.

13 And the original Line 3 needs to be
14 replaced. For too long this nation has always
15 thrown Band-Aids over things that needed a complete
16 repair. We see it all the time just in Minnesota's
17 infrastructure, whether it be roads, bridges,
18 highways, streets, throw a Band-Aid on it.

19 Just fill the pothole up with some hot
20 tar and call it good, instead of addressing the real
21 problem behind it. It sits there and after a little
22 while that hot tar comes out and you got a bigger
23 pothole now.

24 Why not create new versus keep throwing
25 Band-Aids on things? It never seems to get done.

1 MR. JOEL SMITH: Joel Smith. I'm with
2 the Laborers International Union of North America or
3 just Laborers Union.

4 I'm for the pipeline. It brings better
5 technology, newer technology, makes it safer than
6 the existing line, safer for the environment. It
7 creates well-needed jobs in the northern part of the
8 state.

9 All the mines have closed so there's a
10 lot of welding and good paying jobs it would create
11 for that area. It will make it safer to transport
12 oil.

13 MS. JESSICA MONETTE: Jessica Monette. I
14 am the proud daughter and sister of the people of
15 the Turtle Mountain Band of Chippewa, an Anishinaabe
16 from North Dakota, who had the privilege to assist
17 the other courageous mothers and sisters that
18 lobbied the cause to make our tribe the first
19 sovereign Indian nation to legally divest as a
20 tribal entity against any and all practices related
21 to the industrial activity of fracking.

22 We joined Pennsylvania and the country of
23 France as the first three government entities
24 banning the dangerous, archaic, and ultimately
25 unnecessary activity.

1 We saw firsthand how it decimated our
2 brothers' and sisters' resources at the Ft. Berthold
3 reservation, as we exported millions of dollars of
4 our own subsidized water to aid them when their
5 aquifers were polluted by the Bakken, costing this
6 tribe tens of millions of dollars where no
7 surrounding jurisdiction or corporate entity offered
8 any due recompense because they weren't legally
9 obligated to do so.

10 The fact that our jobs as Anishinaabe, as
11 native American neighbors coexisting in and of our
12 environment, to protect the water is a reality that
13 has been exploited in this conversation to distract
14 away from what the real issue is here at work: The
15 rights of corporate personhood over the Human Rights
16 of the people and the rights of the surrounding
17 environmental resources.

18 While the police forces from my present
19 home county, Hennepin, gladly took an interest-free
20 loan for tens of millions of dollars in exchange for
21 the opportunity to practice war drills via the
22 frivolous enactment of EMAC in October 2016, on our
23 peaceful protectors at Standing Rock, Energy
24 Transfer Partners continue to illegally build --
25 Energy Transfer Partners continued to illegally

1 build on in the dark of night while the trope of
2 the, "beaten noble savage," played out in the
3 foreground.

4 I'm currently in charge of both my
5 parents' tribal probates in Turtle Mountain, which
6 includes trust lands in Montana or what's left of
7 the legacy of divesting from federal government
8 treaties as a descendent of the Chief Little Shell
9 Clan.

10 Despite constant weekly management of all
11 activity on my parents' properties, I was notified
12 four months after the fact, via a random email that
13 I found in my spam, about activities that would be
14 -- that I would find to be in preparation of
15 drilling and setting pipe in Montana; skirting all
16 federal and state mandates regarding the legal
17 protocols appropriate for engaging tribal heirs.

18 It's no secret that pipeline projects
19 such as Line 3 are MLPs or master limited
20 partnerships. Complicated investments involving
21 numerous large scale investors, i.e. big banks, were
22 the main quantifier of ensuring ROI is merely to
23 continue the pipelines build-out.

24 This isn't a question of creating jobs --
25 it's not a question of creating jobs. Move that

1 labor train towards green energy, fixing our
2 crumbling infrastructure. There's plenty of work to
3 be had there.

4 Is Minnesota going to be the next
5 casualty allowing corporate America to senselessly
6 steamroll in legacy because money convinced them to.

7 LAURA HUEPENBECKER: Laura Huepenbecker,
8 L-A-U-R-A, H-U-E-P-E-N-B-E-C-K-E-R. Good evening,
9 thank you for the opportunity to speak. I'll focus
10 my testimony on the contemporary need of Line 3.

11 I was born in 1997. According to climate
12 data collected since 1880, the ten hottest years on
13 record have occurred since I was one years old. I
14 haven't known anything but global warming and
15 climate change, so I suppose I'm coming to testify
16 with a bit of a learning curve.

17 But I've also been born into a period of
18 an unprecedented rate of change and an exponential
19 technological growth.

20 Ever since elementary school, I was told
21 my generation boasts a new title of digital natives.
22 The first batch of learners who grew up with digital
23 technology who are bringing creative and
24 technological expertise to tackle our world's
25 challenges in a way we have never seen before.

1 Minnesota's future employees, managers,
2 engineers, and policymakers have quite literally
3 been wired to constantly consider modern solutions
4 while being forced to recognize the global
5 implications of our immediate actions.

6 I'm here representing a generation of
7 enthusiastic and practical citizens who look to
8 change the future instead of duplicating the
9 antiquated and unrealistic ways of the past. Tar
10 sands pipelines are a tool of the past.

11 Minnesota has no need for this pipeline.
12 We are already importing more than we need to
13 satisfy oil demand. The U.S. has begun to export
14 oil, in fact.

15 Specifically in Minnesota, fuel demand
16 was down 19 percent in 2016, compared to its 2004
17 peak.

18 Tools of our future, like higher
19 efficiency cars and alternative energy, are truly
20 driving our market.

21 We do not need to violate treaty rights.
22 The United States and Minnesota have had a long
23 history of violating rights and oppressing native
24 Americans.

25 Line 3 will take us back to the shameful

1 past instead of leading us to a future of
2 inclusivity and respect for the law.

3 I am speaking as a young voice, but I'm
4 also representing the voice of our technological,
5 corporate, and political future. We do not need
6 foreign tar sands oil to fuel our cars and heat our
7 homes.

8 Growth of renewable energy continues to
9 outpace fossil fuel additions, at the same time
10 consumers are paying less.

11 We have sparked solutions today that
12 protect our waters, protect our rights, and sustain
13 a secure energy future.

14 Line 3 moves us backwards to the
15 industrial revolution of the 18th century in a
16 unique and exciting time where we do not need to
17 replicate the past to be energy secure.

18 I urge the Department of Commerce to not
19 grant a Certificate of Need and consider more
20 realistic and practical energy choices that
21 acknowledge what our current market and citizens
22 demand.

23 MR. RAYMOND DEHN: I am a member of the
24 Minnesota House of Representatives. I currently
25 represent, in my district, 45,000 people.

1 One of my primary concerns is the more
2 than 1.5 million people that actually get their
3 drinking water from the Mississippi River and the
4 impact that they -- even a medium-sized incident
5 could have on those individuals as far as clean
6 drinking water.

7 I think it's critical that the DEIS
8 should include as part of its scope the removal and
9 the restoration of land of any abandoned lines, and
10 ultimately include in the analysis the future costs
11 of removing of the new lines which may be
12 constructed.

13 Also, that Enbridge should be required to
14 carry a bond or escrow dollars for those future
15 removal of lines should a time come when they will
16 not be using the line anymore.

17 In addition, the State requires that the
18 Department of Commerce -- State requirements require
19 the Department of Commerce to use an independent
20 evaluation in much of the existing DEIS cites,
21 primarily Enbridge analysis of the impact of the
22 line.

23 We heard that the firm that is hired to
24 prepare this DEIS has stated that the study does not
25 adequately address the scope of this analysis and

1 what that should be.

2 So I would ask that the Chamber of
3 Commerce in the state reconsider the status of this
4 DEIS and go back in and completely scope the project
5 and do the analysis necessary for not only the
6 impact on indigenous lands but also the impact that
7 it could have on fresh water, the life for many
8 people in the state of Minnesota.

9 DR. TIFFANY BECKMAN: I'm Dr. Tiffany
10 Beckman, and I'm an enrolled member of the Leech
11 Lake Band of Ojibwe, and I'm a descendent of the
12 White Earth Nation, and an adopted member of the
13 Mille Lacs Band of Ojibwe.

14 I'm also a physician and the first
15 American Indian adult endocrinologist in the nation
16 and board-certified in general internal medicine as
17 well.

18 So I have deep concerns about the health
19 of current and future generations with regard to the
20 pipelines. I also have quite a bit of tax and trust
21 land that my name is on in northern Minnesota on
22 Leech Lake reservation.

23 My trust land is held in trust by the
24 United States Department of the Interior, and
25 therefore, there may be some jurisdictional issues

1 here that need to be resolved.

2 I want the existing pipeline removed from
3 Bena, Minnesota, where my land is and I don't want
4 any more pipelines to go through the entire state of
5 Minnesota.

6 It is not acceptable just to go around
7 the reservations. I don't think there should be any
8 more pipelines here in Minnesota. The health
9 concerns are obvious. Leukemia, lymphoma, cancer,
10 diabetes, just to name a few.

11 I think we need to preserve our 10,000
12 lakes in the land and the manoomin, the wild rice.

13 There is no money that will ever make me
14 change my mind, and it would be unlawful not to get
15 my consent, being a landowner, on the pipeline
16 issue. If there is a violation of my wishes, the
17 United States Department of Interior will be
18 contacted, as will my lawyers.

19 I already have a lawyer working on the
20 case. Thank you.

21 (Comments concluded.)
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