

**SENATE  
STATE OF MINNESOTA  
NINETY-FOURTH SESSION**

**S.F. No. 3732**

(SENATE AUTHORS: KUNESH)

DATE  
02/23/2026

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OFFICIAL STATUS  
Introduction and first reading  
Referred to Energy, Utilities, Environment, and Climate

1.1 A bill for an act  
1.2 relating to energy; exempting Tribal lands from provisions governing exclusive  
1.3 service areas for electric utilities; amending Minnesota Statutes 2025 Supplement,  
1.4 section 216B.40.

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

1.6 Section 1. Minnesota Statutes 2025 Supplement, section 216B.40, is amended to read:

1.7 **216B.40 EXCLUSIVE SERVICE RIGHT; SERVICE EXTENSION.**

1.8 (a) Except as provided in sections 216B.42, 216B.421, and 216B.422, each electric  
1.9 utility shall have the exclusive right to provide electric service at retail to each and every  
1.10 present and future customer in its assigned service area and no electric utility shall render  
1.11 or extend electric service at retail within the assigned service area of another electric utility  
1.12 unless the electric utility consents thereto in writing; provided that any electric utility may  
1.13 extend its facilities through the assigned service area of another electric utility if the extension  
1.14 is necessary to facilitate the electric utility connecting its facilities or customers within its  
1.15 own assigned service area.

1.16 (b) The exclusive rights and assigned service areas referenced in paragraph (a) do not  
1.17 apply within the exterior boundaries of the 11 sovereign Indian nations in Minnesota  
1.18 identified in section 10.65, subdivision 2.

1.19 **EFFECTIVE DATE.** This section is effective the day following final enactment.