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State of Minnesota

HOUSE OF REPRESENTATIVES

NINETY-THIRD SESSION

H. F. No. 3900

02/19/2024 Authored by Kraft, Acomb, Long, Stephenson, Pursell and others
The bill was read for the first time and referred to the Committee on Climate and Energy Finance and Policy
03/11/2024 Adoption of Report: Amended and re-referred to the Committee on Transportation Finance and Policy

1.1 A bill for an act
1.2 relating to energy; authorizing the construction, placement, or maintenance of
1.3 high-voltage transmission lines across or along certain highways; modifying a
1.4 provision governing the relocation of high-voltage transmission lines; amending
1.5 Minnesota Statutes 2022, section 161.45, by adding a subdivision; Minnesota
1.6 Statutes 2023 Supplement, section 161.46, subdivision 2.

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

1.8 Section 1. Minnesota Statutes 2022, section 161.45, is amended by adding a subdivision
1.9 to read:

1.10 Subd. 4. **High-voltage transmission.** Notwithstanding subdivision 1, paragraph (a),
1.11 high-voltage transmission lines, under the laws of this state or the ordinance of any city,
1.12 may be constructed, placed, or maintained across or along any trunk highway, aided state
1.13 trunk highway, controlled access highway, interstate highway, or roadway, except as deemed
1.14 necessary by the commissioner of transportation to protect public safety or ensure the proper
1.15 function of the trunk highway. If the commissioner of transportation denies a high-voltage
1.16 electric line collocation request, the reasons for the denial must be submitted for review to
1.17 the chairs and ranking minority members of the committees with jurisdiction over energy
1.18 and transportation, the Public Utilities Commission executive secretary, and the commissioner
1.19 of commerce within 90 days of the denial. For the purposes of this subdivision, "high-voltage
1.20 transmission line" has the meaning given in sections 216B.246, subdivision 1, paragraph
1.21 (b), and 216E.01, subdivision 4.

1.22 **EFFECTIVE DATE.** This section is effective the day following final enactment and
1.23 applies to applications for a route permit for a high-voltage transmission line filed with the
1.24 commission on or after that date.

2.1 Sec. 2. Minnesota Statutes 2023 Supplement, section 161.46, subdivision 2, is amended  
2.2 to read:

2.3 Subd. 2. **Relocation of facilities; reimbursement.** (a) Whenever the commissioner shall  
2.4 determine the relocation of any utility facility is necessitated by the construction of a project  
2.5 on the routes of federally aided state trunk highways, including urban extensions thereof,  
2.6 which routes are included within the National System of Interstate Highways, the owner or  
2.7 operator of such utility facility shall relocate the same in accordance with the order of the  
2.8 commissioner. Except as provided in paragraph (b), after the completion of such relocation  
2.9 the cost thereof shall be ascertained and paid by the state out of trunk highway funds;  
2.10 provided, however, the amount to be paid by the state for such reimbursement shall not  
2.11 exceed the amount on which the federal government bases its reimbursement for said  
2.12 interstate system.

2.13 (b) ~~Notwithstanding paragraph (a),~~ A high-voltage transmission line that receives a route  
2.14 permit under chapter 216E on or after January July 1, 2024, any entity that receives a route  
2.15 permit under chapter 216E for a high-voltage transmission line necessary to interconnect  
2.16 an electric power generating facility is not eligible for relocation reimbursement unless the  
2.17 entity directly, or through its members or agents, provides retail electric service in this state  
2.18 under this subdivision.

2.19 **EFFECTIVE DATE.** This section is effective the day following final enactment and  
2.20 applies to applications for a route permit for a high-voltage transmission line filed with the  
2.21 commission on or after that date.