

SENATE
STATE OF MINNESOTA
NINETY-FOURTH SESSION

S.F. No. 1359

(SENATE AUTHORS: REST, Kupec and Klein)		
DATE	D-PG	OFFICIAL STATUS
02/13/2025	380	Introduction and first reading
		Referred to Agriculture, Veterans, Broadband, and Rural Development
03/13/2025	775	Authors added Kupec; Klein
		See HF2446

1.1

A bill for an act

1.2

relating to agriculture; modifying the advanced biofuel production incentive;

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amending Minnesota Statutes 2024, section 41A.16, subdivision 7.

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

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Section 1. Minnesota Statutes 2024, section 41A.16, subdivision 7, is amended to read:

1.6

Subd. 7. **Eligibility for participants after April 1, 2023.** (a) A facility eligible for

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payment under this section must source at least 80 percent raw materials from Minnesota.

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If a facility is sited 50 miles or less from the state border, raw materials may be sourced

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from within a 100-mile radius. Raw materials must be from agricultural or forestry sources

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or from solid waste. The facility must be located in Minnesota, must begin production at a

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specific location after April 1, 2023, and before June 30, 2025, and must not begin operating

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above 23,750 MMbtu of quarterly advanced biofuel production before July 1, 2015. Eligible

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facilities include existing companies and facilities that are adding advanced biofuel

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production capacity, or retrofitting existing capacity, as well as new companies and facilities.

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Production of conventional corn ethanol and conventional biodiesel is not eligible. Eligible

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advanced biofuel facilities must produce at least 23,750 MMbtu of biofuel quarterly.

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(b) No payments shall be made for advanced biofuel production that occurs after June

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30, 2035, for those eligible biofuel producers under paragraph (a).

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(c) An eligible producer of advanced biofuel shall not transfer the producer's eligibility

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for payments under this section to an advanced biofuel facility at a different location.

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(d) A producer that ceases production for any reason is ineligible to receive payments

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under this section until the producer resumes production.

- 2.1 (e) Renewable chemical production for which payment has been received under section
- 2.2 41A.17, and biomass thermal production for which payment has been received under section
- 2.3 41A.18, are not eligible for payment under this section.
- 2.4 (f) Biobutanol is eligible under this section.