



S.F. No. 1393 – Data Center Energy Generation Redundancy

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S.F. 1393 defines terms and establishes the procedure applicants must follow for approval to construct a combination of emergency backup generators designed to serve one person and located on property owned or controlled by the person.

Section 1 states that if a responsible governmental unit adopts an environmental analysis document and plan for mitigation under an alternative urban areawide review process, the requirements in section 116D.04, subdivision 2b are satisfied.

Section 116D.04, subdivision 2b prohibits a project from starting until one of the following occur:

- (1) a petition for an environmental assessment worksheet is dismissed;
- (2) a negative declaration has been issued on the need for an environmental impact statement;
- (3) the environmental impact statement has been determined adequate; or
- (4) a variance has been granted from making an environmental impact statement by the environmental quality board.

Section 2 defines “emergency backup generator” as a stationary compressed ignition or spark ignition engine that is installed with equipment that prevents the flow of electricity to the electric grid.

Section 3 exempts a combination of emergency backup generators at a single site with a combined capacity of 50,000 kilowatts or more from the certificate of need requirement in section 216B.243.

EFFECTIVE DATE. This section is effective the day following final enactment and applies to applications under section 216B.243 that are pending before or submitted to the Public Utilities Commission on or after that date.

Section 4 adds the definition of “emergency backup generator” to section 216I.02.

Section 5 states that an applicant for a combination of emergency backup generators designed to serve one person and located on property owned or controlled by the person, may follow the

procedures of standard review in section 216I.07, instead of the procedures of major review in section 216I.06.

EFFECTIVE DATE. This section is effective the day following final enactment and applies to applications under section 216I.07 that are pending before or submitted to the Public Utilities Commission on or after that date.

Section 6 states that an applicant for a combination of emergency backup generators designed to serve one person and located on property owned or controlled by the person, may seek approval from a local unit of government instead of seeking a permit from the Public Utilities Commission.

EFFECTIVE DATE. This section is effective the day following final enactment and applies to applications under section 216I.08 that are pending before or submitted to a local unit of government on or after that date.



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