

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

**S.F. No. 799**

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DATE  
01/26/2023

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Introduction and first reading  
Referred to State and Local Government and Veterans

OFFICIAL STATUS

1.1 A bill for an act  
1.2 relating to state government; modifying renewable energy requirements for  
1.3 state-funded construction projects; amending Minnesota Statutes 2022, sections  
1.4 16B.32, subdivision 1a; 16B.325, subdivision 1.

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

1.6 Section 1. Minnesota Statutes 2022, section 16B.32, subdivision 1a, is amended to read:

1.7 Subd. 1a. **Onsite energy generation from renewable sources.** A state agency that  
1.8 prepares a predesign for a new building must consider meeting at least two percent of the  
1.9 energy needs of the building from renewable sources ~~located on the building site~~. For  
1.10 purposes of this subdivision, "renewable sources" are limited to wind and the sun. ~~The~~  
1.11 ~~predesign must include an explicit cost and price analysis of complying with the two-percent~~  
1.12 ~~requirement compared with the present and future costs of energy supplied by a public~~  
1.13 ~~utility from a location away from the building site and the present and future costs of~~  
1.14 ~~controlling carbon emissions. If the analysis concludes that the building should not meet at~~  
1.15 ~~least two percent of its energy needs from renewable sources located on the building site,~~  
1.16 ~~the analysis must provide explicit reasons why not.~~ The building may not receive further  
1.17 state appropriations for design or construction unless at least two percent of its energy needs  
1.18 are designed to be met from renewable sources, unless the commissioner finds that the  
1.19 reasons given by the agency for not meeting the two-percent requirement were supported  
1.20 by evidence in the record.

1.21 **EFFECTIVE DATE.** This section is effective the day following final enactment and  
1.22 applies to any new building project for which the predesign work is completed after the day  
1.23 of enactment.

2.1 Sec. 2. Minnesota Statutes 2022, section 16B.325, subdivision 1, is amended to read:

2.2 Subdivision 1. **Development of sustainable building guidelines.** The Department of  
2.3 Administration and the Department of Commerce, with the assistance of other agencies,  
2.4 shall develop sustainable building design guidelines for all new state buildings by January  
2.5 15, 2003, and for all major renovations of state buildings by February 1, 2009. The primary  
2.6 objectives of these guidelines are to ensure that all new state buildings, and major renovations  
2.7 of state buildings, initially exceed the state energy code, as established in Minnesota Rules,  
2.8 chapter 7676, by at least 30 percent. The guidelines shall not require that renewable energy  
2.9 sources be located on the building site.

2.10 **EFFECTIVE DATE.** This section is effective the day following final enactment and  
2.11 applies to any new building project for which the predesign work is completed after the day  
2.12 of enactment.