

**From:** [Martinson, Brian](#)  
**To:** [Staff, CAO \(PUC\)](#)  
**Subject:** Docket E002/M-24-389  
**Date:** Friday, July 25, 2025 2:45:19 PM  
**Attachments:** [AMC PUC Letter 25JULY25 .pdf](#)

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Hi was wanting to submit the attached comments on docket M002/M-24-389. I was told that the comment period closes today, but I am already not seeing it on the e-comment page.

I hope this e-mail with the comment will be accepted or that you can get back to me with an alternative method before the comment period closes.

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July 25, 2025

Minnesota Public Utilities Commission  
121 7th Place East, Suite 350  
St. Paul, MN 55101

**RE: PUC Docket No. E-002/M-24-389 - Petition of Northern States Power Co. d/b/a Xcel Energy to Revise Its Net Metering Tariffs to Apply to Qualifying Facilities Up to 5 MW**

Dear Commissioners:

The Association of Minnesota Counties (AMC) is a membership organization representing all of Minnesota's 87 counties. **We wish to provide support for the positions offered by Hennepin County in their petition of Northern States Power Co. d/b/a Xcel Energy to Revise Its Net Metering Tariffs to Apply to Qualifying Facilities Up to 5 MW (PUC Docket No. E-002/M-24-389).**

We respectfully urge the Minnesota Public Utilities Commission (PUC) to clarify that its June 25, 2025, order **does not** adopt the Federal Energy Regulatory Commission's (FERC) one-mile rule for state net-metered facilities.

**Applying FERC's one-mile rule to state net-metered facilities conflicts with Minnesota law** (MS 216B.164) that clearly states the capacity of distributed generation systems is measured at the point of interconnection and not by aggregating facilities located within a one-mile radius. The statute enables facilities like those developed by Hennepin County to qualify for net metering.

**Counties and others have invested significant resources into renewable energy projects based on the expectation of eligibility for net metering** [and strong direction from the Legislature on renewable goals set forth by the 2040 plan]. Application of the one-mile rule would place those investments at risk, override the statute, and create a general disincentive for new investments in small scale renewable energy that is contrary to energy goals set forth by the recent legislative action.

**For these reasons, AMC respectfully requests that the Commission clarify that its order does not adopt FERC's one-mile rule for net-metered facilities in Minnesota.** If the order could be interpreted as adopting such a rule, we urge the Commission to reconsider and amend it to align with Minnesota's net metering statutes and rules.

Sincerely,

Brian Martinson  
*Policy Analyst*  
Association of Minnesota Counties