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State of Minnesota
HOUSE OF REPRESENTATIVES

EIGHTY-SEVENTH SESSION

H. F. No. 1833

01/24/2012 Authored by Dittrich, Vogel and Scalze
The bill was read for the first time and referred to the Committee on Civil Law
03/07/2012 Adoption of Report: Pass and Read Second Time

1.1 A bill for an act
1.2 relating to eminent domain; providing for a hearing before an administrative law
1.3 judge on the amount or denial of eligibility for relocation assistance; amending
1.4 Minnesota Statutes 2010, section 117.52, subdivision 4.

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

1.6 Section 1. Minnesota Statutes 2010, section 117.52, subdivision 4, is amended to read:

1.7 Subd. 4. **Relocation assistance eligibility or amount determined by**
1.8 **administrative law judge.** Notwithstanding any law or rule to the contrary, if a person
1.9 entitled to relocation assistance under this section does not accept the acquiring authority's
1.10 ~~offer~~ determination of the amount of relocation assistance or if a person does not accept
1.11 the acquiring authority's denial of relocation assistance, the acquiring authority must
1.12 initiate contested case proceedings under sections 14.57 to 14.66 for a determination of the
1.13 eligibility for or amount of relocation assistance that must be provided by the acquiring
1.14 authority. The administrative law judge's determination of the person's eligibility for or
1.15 amount of relocation assistance that the acquiring authority must provide constitutes a
1.16 final decision in the case, as provided in section 14.62, subdivision 4. The acquiring
1.17 authority must pay all costs of the proceedings. "Costs" is defined in section 15.471,
1.18 subdivision 4, and also includes charges billed by the Office of Administrative Hearings
1.19 for the proceedings.

1.20 **EFFECTIVE DATE.** This section is effective the day following final enactment and
1.21 applies to relocation assistance claims and claims of eligibility for relocation assistance
1.22 pending on or made after that date.