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State of Minnesota

HOUSE OF REPRESENTATIVES

NINETY-FIRST SESSION

H. F. No. 4346

03/11/2020 Authored by Franson, Anderson and Poston
The bill was read for the first time and referred to the Committee on Environment and Natural Resources Policy

1.1 A bill for an act
1.2 relating to natural resources; modifying provisions for watershed districts; amending
1.3 Minnesota Statutes 2018, section 103D.631, subdivision 2.

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

1.5 Section 1. Minnesota Statutes 2018, section 103D.631, subdivision 2, is amended to read:

1.6 Subd. 2. Maintenance fund. (a) The cost of normal or routine maintenance of the
1.7 projects of the watershed district, and the cost of removing obstructions and accumulations
1.8 of foreign substances from a drainage system, shall be paid from the maintenance fund on
1.9 the order of the managers.

1.10 (b) The managers may assess all the parcels of property and municipal corporations
1.11 previously assessed for benefits in proceedings for the construction or implementation of
1.12 the project, to establish a maintenance fund for the project. The assessment must be made
1.13 pro rata according to benefits determined. An assessment for the benefit of the maintenance
1.14 fund may not be made when the fund exceeds 20 percent of the original cost of construction
1.15 or implementation of the project. The auditors of the affected counties shall file a tabular
1.16 lien statement covering the assessment in the office of the county recorder for the county
1.17 when the assessment order from the managers is received.

1.18 (c) The assessment shall be collected as provided in the order in the same manner as
1.19 provided in section 103E.731.

1.20 (d) Before ordering the levy of an assessment for the benefit of the maintenance fund,
1.21 the managers may must give notice of a hearing on making the assessment and establishing
1.22 the maintenance fund.