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State of Minnesota

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HOUSE OF REPRESENTATIVES

EIGHTY-NINTH SESSION

H. F. No. 1349

03/02/2015 Authored by Hansen and McNamara

The bill was read for the first time and referred to the Committee on Environment and Natural Resources Policy and Finance

1.1 A bill for an act
1.2 relating to drainage; modifying redetermination of drainage system benefit
1.3 requirements; amending Minnesota Statutes 2014, section 103E.351, subdivision
1.4 1.

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

1.6 Section 1. Minnesota Statutes 2014, section 103E.351, subdivision 1, is amended to
1.7 read:

1.8 Subdivision 1. **Conditions to redetermine benefits and damages; appointment**
1.9 **of viewers.** If the drainage authority determines that the original benefits or damages
1.10 determined in a drainage proceeding do not reflect reasonable present day land values
1.11 or that the benefited or damaged areas have changed, or if more than 50 percent of the
1.12 owners of property benefited or damaged by a drainage system petition for correction
1.13 of an error that was made at the time of the proceedings that established the drainage
1.14 system, the drainage authority may appoint three viewers to redetermine and report the
1.15 benefits and damages and the benefited and damaged areas. If a redetermination has not
1.16 been conducted for a drainage system after May 20, 1977, a redetermination must be
1.17 completed by July 1, 2020. The Board of Water and Soil Resources, in consultation with
1.18 the Drainage Work Group coordinated in accordance with section 103B.101, subdivision
1.19 13, shall establish alternative methods using current technology and information to more
1.20 efficiently determine benefits and damages for drainage systems.