

SENATE

STATE OF MINNESOTA

EIGHTY-NINTH SESSION

S.F. No. 1251

(SENATE AUTHORS: REST, Limmer, Dziedzic, Champion and Dibble)

DATE	D-PG	OFFICIAL STATUS
03/02/2015	497	Introduction and first reading Referred to Transportation and Public Safety
03/05/2015	576	Author added Dibble
03/09/2015	584a	Comm report: To pass as amended and re-refer to Judiciary
03/18/2015		Comm report: To pass as amended Second reading

1.1

A bill for an act

1.2

relating to condemnation; limiting railroad condemnation power in Hennepin

1.3

County for public safety reasons; proposing coding for new law in Minnesota

1.4

Statutes, chapter 383B.

1.5

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

1.6

Section 1. **[383B.83] LIMITS ON RAILROAD CONDEMNATION POWERS**

1.7

OVER CERTAIN GOVERNMENTAL PROPERTY INTERESTS.

1.8

Notwithstanding anything to the contrary in chapter 117, sections 222.26, 222.27,

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222.36, or any other law, the powers of a foreign or domestic railroad corporation or a

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railroad company or a railroad interest acting as a public service corporation or a common

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carrier do not include the power to exercise eminent domain over a property interest of

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Hennepin County, the Hennepin County Housing and Redevelopment Authority, or the

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Hennepin County Regional Railroad Authority if the governmental power, by resolution

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of its governing board, determines based on findings that the public safety or access of

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first responders would be detrimentally affected by the exercise.

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Sec. 2. **EFFECTIVE DATE.**

1.17

This section is effective retroactively from March 2, 2015, and applies to any

1.18

eminent domain action to acquire any property interest of any of the named entities.