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State of Minnesota
HOUSE OF REPRESENTATIVES

EIGHTY-SEVENTH SESSION

H. F. No. **2477**

02/23/2012 Authored by Slawik, by request, Greiling, Hausman, Hoppe and others

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

1.1 A bill for an act
1.2 relating to natural resources; eliminating eminent domain authority for state
1.3 mineral leases; amending Minnesota Statutes 2010, section 93.05, subdivision 2;
1.4 repealing Minnesota Statutes 2010, section 93.05, subdivision 3.

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

1.6 Section 1. Minnesota Statutes 2010, section 93.05, subdivision 2, is amended to read:

1.7 Subd. 2. **Security for damages; condemnation.** Before entering upon lands
1.8 described in subdivision 1, the lease holder shall pay or secure to the owner of the lands all
1.9 damages which may arise therefrom ~~and the same may be as~~ determined either by mutual
1.10 agreement ~~or, if the interested parties cannot agree, then the holder of the mineral lease~~
1.11 ~~may, in the name of the state of Minnesota, institute proceedings to condemn the same~~
1.12 ~~according to chapter 117; provided, that the state shall bear no part of the cost of these~~
1.13 ~~proceedings, nor pay any part of the damages awarded in the proceedings.~~

1.14 Sec. 2. **REPEALER.**

1.15 Minnesota Statutes 2010, section 93.05, subdivision 3, is repealed.