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State of Minnesota

HOUSE OF REPRESENTATIVES

SPECIAL SESSION

H. F. No. **81**

06/15/2020 Authored by Gomez, Hassan, Dehn, Her, Lee and others
The bill was read for the first time and referred to the Committee on Government Operations
06/17/2020 Adoption of Report: Amended and re-referred to the Committee on Ways and Means

1.1 A bill for an act
1.2 relating to local government; authorizing limited use of eminent domain.
1.3 BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF MINNESOTA:

1.4 Section 1. LIMITED USE OF EMINENT DOMAIN.

1.5 Subdivision 1. Definitions. (a) For the purposes of this section, the following terms have
1.6 the meanings given them.

1.7 (b) "City" means the cities included in Emergency Executive Order 20-64.

1.8 (c) "Events" mean the civil unrest that resulted in damaged property in the cities between
1.9 May 26, 2020, and June 10, 2020, that are the subject of Emergency Executive Order 20-64.

1.10 (d) "Eligible zone" means:

1.11 (1) in Minneapolis:

1.12 (i) Lake Street between Hennepin Avenue and West River Parkway, and any area within
1.13 two city blocks of that portion of Lake Street in any direction; and

1.14 (ii) West Broadway Avenue, and any area within two city blocks of West Broadway
1.15 Avenue in any direction;

1.16 (2) in St. Paul, University Avenue between Rice Street and Highway 280, and any area
1.17 within two city blocks of that portion of University Avenue in any direction; and

1.18 (3) any additional locations or zones designated by the governor as experiencing
1.19 significant, widespread damage or destruction of private property due to the civil unrest
1.20 described in Emergency Executive Order 20-64.

2.1 (e) "Property owner" includes all persons with any interest in the property subject to a
2.2 taking, whether as proprietors, tenants, life estate holders, encumbrancers, beneficial interest
2.3 holders, or otherwise.

2.4 Subd. 2. **Authority.** Notwithstanding any home rule charter provision, city ordinance,
2.5 or Minnesota Statutes, section 117.025, subdivision 11, paragraph (b), a city may use eminent
2.6 domain to acquire real property or interests in real property for the purposes of this section.

2.7 Subd. 3. **Public purpose.** It is a public purpose for a city to use the power of eminent
2.8 domain to acquire real property or an interest in real property in an eligible zone, and then
2.9 resell the property subject to redevelopment agreements in order to support the ability of
2.10 the businesses and uses directly and adversely affected by the events to be reestablished
2.11 consistent with the needs of the neighborhoods and property owners.

2.12 Subd. 4. **Debt financing.** For the purposes of this section, the city may issue obligations
2.13 under Minnesota Statutes, chapter 475, without an election, and not subject to debt limitations
2.14 in the home rule charter or in statute.

2.15 Subd. 5. **Resale of property acquired by eminent domain.** Any property acquired by
2.16 the city by eminent domain under this section may be sold to private parties, subject to the
2.17 redevelopment agreement. The redevelopment agreement must include reasonable limitations
2.18 on the use of the property and must be approved by a redevelopment oversight committee
2.19 established by the city.

2.20 Subd. 6. **Effective date; expiration.** This section is effective the day following final
2.21 enactment and expires December 31, 2022.