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State of Minnesota

HOUSE OF REPRESENTATIVES

NINETY-SECOND SESSION

H. F. No. 368

01/28/2021

Authored by Green

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

1.1 A bill for an act
1.2 relating to watershed districts; eliminating eminent domain powers of watershed
1.3 districts; amending Minnesota Statutes 2020, section 103D.335, subdivisions 1,
1.4 11.

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

1.6 Section 1. Minnesota Statutes 2020, section 103D.335, subdivision 1, is amended to read:

1.7 Subdivision 1. **General powers.** A watershed district has the power, to the extent
1.8 necessary for lawful conservation purposes:

1.9 (1) to sue and be sued;

1.10 (2) to incur debts, liabilities, and obligations;

1.11 ~~(3) to exercise the power of eminent domain;~~

1.12 ~~(4)~~ (3) to provide for assessments and to issue certificates, warrants, and bonds; and

1.13 ~~(5)~~ (4) to perform all acts expressly authorized, and all other acts necessary and proper
1.14 for the watershed district to carry out and exercise the powers expressly vested in it.

1.15 Sec. 2. Minnesota Statutes 2020, section 103D.335, subdivision 11, is amended to read:

1.16 Subd. 11. **Acquiring property.** The managers may acquire by gift, purchase, or taking
1.17 under the procedures of this chapter, ~~or by the power of eminent domain,~~ necessary real
1.18 and personal property. The watershed district may acquire property outside the watershed
1.19 district where necessary for a water supply system.