

CHAPTER 398A

REGIONAL RAILROAD AUTHORITIES

398A.04 Powers.

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[For text of subs 1 to 3, see M.S.2002]

Subd. 4. **Eminent domain.** The authority shall have all powers granted to a political subdivision in chapter 117 for the acquisition of property for a public purpose, except that it shall have no power of eminent domain with respect to property owned by another authority or political subdivision of Minnesota or any other state, or with respect to property owned or used by a railroad corporation unless the Interstate Commerce Commission or a successor agency, if any, or another authority with power to make the finding, has found that the public convenience and necessity permit discontinuance of rail service on the property. All property taken for the exercise of the powers granted herein is declared to be taken for a public governmental purpose and as a matter of public necessity.

[For text of subs 5 to 11, see M.S.2002]

History: 2003 c 2 art 4 s 18