

1.1 moves to amend H.F. No. 1182 as follows:

1.2 Delete everything after the enacting clause and insert:

1.3 "Section 1. Minnesota Statutes 2009 Supplement, section 117.189, is amended to read:

1.4 **117.189 PUBLIC SERVICE CORPORATION EXCEPTIONS.**

1.5 ~~Sections 117.031; 117.036; 117.055, subdivision 2, paragraph (b); 117.186; 117.187;~~
1.6 ~~117.188; and 117.52, subdivisions 1a and 4, do not apply to public service corporations.~~

1.7 For purposes of an award of appraisal fees under section 117.085, the fees awarded may
1.8 not exceed \$1,500 for all types of property except for a public service corporation's use of
1.9 eminent domain for a high-voltage transmission line, where the award may not exceed
1.10 \$3,000.

1.11 **EFFECTIVE DATE.** This section is effective the day following final enactment
1.12 and applies to eminent domain proceedings or actions commenced on or after that date.

1.13 "Commenced" means when service of notice of the petition under Minnesota Statutes,
1.14 section 117.055 is made.

1.15 Sec. 2. Minnesota Statutes 2008, section 117.225, is amended to read:

1.16 **117.225 EASEMENT DISCHARGE.**

1.17 Whenever claiming that an easement acquired by condemnation is not being used
1.18 for the purposes for which it was acquired, the underlying fee owner may apply to the
1.19 district court of the county in which the land is situated for an order discharging the
1.20 easement, upon such terms as are just and equitable. Due notice of said application shall
1.21 be given to all interested parties. ~~Provided, however, this section shall not apply to~~
1.22 ~~easements acquired by condemnation by a public service corporation now or hereafter~~
1.23 ~~doing business in the state of Minnesota.~~

