

Bill History
Session Year 2006
Substitute for Raised H.B. No. 5038

[Bill Analysis for File Copy 303](#) [File No. 303 \[pdf\]](#)
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Introducer(s):

Planning and Development Committee

Title: AN ACT CONCERNING THE USE OF EMINENT DOMAIN BY MUNICIPALITIES AND AUTHORIZING MUNICIPALITIES TO ESTABLISH SEPARATE RATES OF TAXATION.

Statement of Purpose: To (1) revise the process for taking of real property by municipalities for redevelopment and economic development by (A) excluding residential properties from takings for economic development, (B) increasing compensation to owners of property to an amount not less than one hundred fifty per cent of the property's fair market value and two hundred per cent of the property's fair market value if the property is taken by eminent domain for economic development purposes, (C) requiring two-thirds approval of the legislative body for a taking for economic development, (D) requiring any acquisition of real property by eminent domain be not more than five years after approval of a plan, (E) establishing a grant program to compensate persons for the costs of contesting an eminent domain proceeding, (F) providing a tax credit against the income tax for persons residing in distressed municipalities, (G) requiring disclosure of information on the taking of real property by eminent domain, (H) prohibiting discussion of the acquisition of real property by eminent domain at executive session meetings, and (I) establishing a Property Rights Ombudsman; and (2) authorizing municipalities to establish separate rates of taxation for real estate.

Bill History:

02/09/06 REFERRED TO JOINT COMMITTEE ON Planning and Development Committee
02/10/06 PUBLIC HEARING 02/15
03/17/06 JOINT FAVORABLE SUBSTITUTE
03/17/06 FILED WITH LEGISLATIVE COMMISSIONERS' OFFICE
03/27/06 REFERRED TO OFFICE OF LEGISLATIVE RESEARCH AND OFFICE OF FISCAL ANALYSIS 04/03/06-10:00 AM
04/03/06 REPORTED OUT OF LEGISLATIVE COMMISSIONERS' OFFICE
04/03/06 FAVORABLE REPORT, TABLED FOR THE CALENDAR, HOUSE
04/03/06 HOUSE CALENDAR NUMBER 207
04/03/06 FILE NUMBER 303
04/10/06 REFERRED BY HOUSE TO COMMITTEE ON Judiciary Committee<b

Co-sponsor(s):