



General Assembly

January Session, 2007

**Proposed Bill No. 6309**

LCO No. 1840

Referred to Committee on Planning and Development

Introduced by:  
REP. MIKUTEL, 45th Dist.

***AN ACT REVISING THE PROCESS OF EMINENT DOMAIN.***

Be it enacted by the Senate and House of Representatives in General Assembly convened:

1 That the general statutes be amended to (1) prohibit government  
2 agencies from taking private property for transfer to another private  
3 individual or business or for the purposes of economic development;  
4 (2) require agencies that take private property to demonstrate that the  
5 taking is for a public use and that public use includes property that is  
6 blighted and dangerous to the municipality's safety and health; (3)  
7 require an agency to meet higher standards of proof in demonstrating  
8 that a taking is for public use when taking property to eliminate blight;  
9 (4) provide that if an individual's principal residence is taken for  
10 public use, compensation must be at one hundred twenty-five per cent  
11 more than the property's fair market value; (5) provide that if a  
12 property owner prevails in an eminent domain suit, the government  
13 must pay attorney's fees and court costs; and (6) provide that each  
14 taking of private property for public use be approved by a vote of the  
15 appropriate elected municipal governing authority.

***Statement of Purpose:***

To restrict the purposes for which eminent domain can be used and to make certain procedural changes and to provide just compensation to victims.