

Bill No. HJR 1569, 1st Eng.

Barcode 965072

CHAMBER ACTION

Senate

House

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Senator Saunders moved the following amendment:

**Senate Amendment**

Delete everything after the resolving clause

and insert:

That the following amendment to Section 6 of Article X of the State Constitution is agreed to and shall be submitted to the electors of this state for approval or rejection at the next general election or at an earlier special election specifically authorized by law for that purpose:

ARTICLE X

MISCELLANEOUS

SECTION 6. Eminent domain.--

(a) No private property shall be taken except for a public purpose and with full compensation therefor paid to each owner or secured by deposit in the registry of the court and available to the owner.

(b) Provision may be made by law for the taking of easements, by like proceedings, for the drainage of the land of one person over or through the land of another.

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1       (c) Private property taken by eminent domain pursuant  
2 to a petition to initiate condemnation proceedings filed on or  
3 after January 2, 2007, may not be conveyed to a natural person  
4 or private entity except as provided by general law passed by  
5 a three-fifths vote of the membership of each house of the  
6 Legislature.

7           BE IT FURTHER RESOLVED that the following statement be  
8 placed on the ballot:

9                           CONSTITUTIONAL AMENDMENT

10                           ARTICLE X, SECTION 6

11           EMINENT DOMAIN.--Proposing an amendment to the State  
12 Constitution to prohibit the transfer of private property  
13 taken by eminent domain to a natural person or private entity;  
14 providing that the Legislature may by general law passed by a  
15 three-fifths vote of the membership of each house of the  
16 Legislature permit exceptions allowing the transfer of such  
17 private property; and providing that this prohibition on the  
18 transfer of private property taken by eminent domain is  
19 applicable if the petition of taking that initiated the  
20 condemnation proceeding was filed on or after January 2, 2007.

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