

HB 1377 -- Condemnation Proceedings

Sponsor: Cauthorn

Currently, in a condemnation proceeding a property owner will receive 150% of the fair market value of the property if the property involved has been owned within the same family for 50 years or more. This bill lowers the length of the family ownership requirement to 35 years or more.

The bill requires any municipality seeking to acquire property through the power of eminent domain to establish by clear and convincing evidence that:

- (1) There is a specific need for acquiring a particular property by the power of eminent domain; and
- (2) There are no other viable, reasonable alternatives for the specified need.