

HB 1533 -- Eminent Domain

Sponsor: Lembke

This bill prohibits, prior to January 1, 2007, the use of eminent domain to acquire property by a private entity and the granting of tax abatements for any portion of property in a tax increment financing project for which eminent domain has been utilized. Exceptions to this prohibition include when a particular property obtained by eminent domain is blighted and rendered a significant hazard to public health and safety, the property is required to provide a private way of necessity, or when a property interest less than fee simple has been granted for the purpose of providing products or services incidental to the function of a publicly owned facility.

The bill contains an emergency clause.