

Virginia Department of Transportation

2002 Fiscal Impact Statement

1. **Bill Number:** HB291

House of Origin ☒ Introduced ☐ Substitute ☐ Engrossed
Second House ☐ In Committee ☐ Substitute ☐ Enrolled

2. **Patron:** McDonnell, R.

3. **Committee:** House General Laws

4. **Title:** Eminent domain; compensation for loss of goodwill and lost profits.

5. **Summary/Purpose:**

Entitles the owner of business property taken by eminent domain to be compensated for goodwill and lost profits.

6. **Fiscal Impacts are unavailable**

6a. **Expenditure Impact:**

<i>Fiscal Year</i>	<i>Dollars</i>	<i>Positions</i>	<i>Fund</i>
2001-02	\$0.00	0	
2002-03	\$0.00	0	
2003-04	\$0.00	0	

b. **Revenue Impact:**

<i>Fiscal Year</i>	<i>Dollars</i>	<i>Positions</i>	<i>Fund</i>
2001-02	\$0.00	0	
2002-03	\$0.00	0	
2003-04	\$0.00	0	

7. **Budget amendment necessary:** NO

8. **Fiscal implications:** The two assets of "goodwill" and lost profits are intangible and difficult to quantify, --businesses could claim 25% -50% of the market value from goodwill alone. The price tag can't be estimated, but the added cost of this provision to the Commonwealth is certain to be steep and to climb over time. Would necessitate additional FTE staff to carry out the intent to employ CPA firms.

9. **Specific agency or political subdivisions affected:** State Agencies, municipalities, counties, and any condemnor who exercises eminent domain.

10. **Technical amendment necessary:** NO

11. **Other comments:** NO

Date: 01/11/2002

Document: HB291 (EO G:\GA2002\FIS\HB291.doc)

cc:SecretaryofTransportation