

# Virginia Department of Transportation 2002 Fiscal Impact Statement

1. **Bill Number:** HB844

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

2. **Patron:** Drake, T.

3. **Committee:** House Court of Justice

4. **Title:** Power of Eminent Domain

5. **Summary/Purpose:**

Eminent domain. Repeals the July 1, 2002, sunset for certain provisions relating to the exercise of the power of eminent domain. These provisions allow persons whose property is taken or damaged through exercise of the power of eminent domain to elect to have the amount of just compensation determined by either a panel of commissioners or a jury. Under the previous system, each party to a valuation dispute picks six freeholder to serve as commissioners, from which five persons are picked. These provisions also (i) require a condemnor to provide a copy of its appraisal of the property with its offer to purchase the condemnee's property; (ii) raise the limit for compensation for a survey conducted by the condemnor from \$100 to \$1,000; (iii) require a condemnor to conduct a title search of the property before making an offer to purchase or filing a certificate of take, in order to avoid delays in payment to condemnees; (iv) require VDOT to use licensed real estate appraisers in conducting its valuations for property acquisitions; and (v) allow tenants whose lease term is 12 months or longer to intervene in an eminent domain proceeding.

6. **No Fiscal Impact**

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:** NO

9. **Specific agency or political subdivisions affected:** VDOT, Attorney General's Office

**10. Technical amendment necessary:** NO

**11. Other comments:** This bill is identical to SB107, which was reported in the Senate Court of Justice on 1/16/2002.

**Date:** 01/17/2002

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cc: Secretary of Transportation