

## Department of Planning and Budget 2003 Fiscal Impact Statement

1. **Bill Number** SB1007

<b>House of Origin</b>	<input type="checkbox"/> Introduced	<input type="checkbox"/> Substitute	<input type="checkbox"/> Engrossed
<b>Second House</b>	<input checked="" type="checkbox"/> In Committee	<input type="checkbox"/> Substitute	<input type="checkbox"/> Enrolled

2. **Patron** Mims

3. **Committee** H. Courts of Justice

4. **Title** Recodification of Title 25; eminent domain; condemnation.

**5. Summary/Purpose:**

Recodifies several sections of the Code relating to general procedures pursuant to exercising the power of eminent domain. Title 25 has not been recodified since the adoption of the Code of Virginia of 1950. Sections of the Code have been changed to clarify provisions and to eliminate unnecessary language. Additionally, certain substantive changes were made, which should reflect current practices or eliminate inconsistencies between provisions. Sections that were changed include the following: general provisions applicable to the entire title, including certain definitions; general eminent domain procedures; "quick take" procedures, provisions that reflect the federal Uniform Relocation Assistance and Real Property Acquisitions Policies Act of 1972; and the acquisition of waterworks systems by local governments.

6. **Fiscal Impact Estimates are:** preliminary, see Item 8.

7. **Budget amendment necessary:** To be determined.

**8. Fiscal implications:**

According to the Department of Transportation, the Department of Aviation, the State Corporation Commission, and the Executive Office of the Supreme Court, SB1007 is primarily a recodification, and the substantive changes are intended to reflect current practice. Given this, it is anticipated that any additional requirements could be absorbed with current resources.

However, the bill impacts a variety of state agencies, and, at this time, information has not been received from all of them concerning possible implications of this bill.

9. **Specific agency or political subdivisions affected:** the Department of Transportation; the State Corporation Commission; the courts; the Department of Aviation, the Department of Conservation and Recreation; counties, cities, and towns; higher education institutions; environmental health services; the Department of Housing and Community Development; the Department of Mines, Minerals, and Energy; public service companies; and the Virginia Port Authority.

10. **Technical amendment necessary:** No.

11. **Other comments:** None.

**Date:** 02/18/03/jlm

**Document:** (DPB G:\Leg03 \SB1007E.DOC)

cc: Secretary of Transportation  
Secretary of Education  
Secretary of Commerce and Trade