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SENATE BILL NO. 301

Senate Amendments in [] — February 9, 2004

A *BILL to amend the Code of Virginia by adding in Chapter 1 of Title 25.1 a section numbered 25.1-107, relating to eminent domain.*

Patron Prior to Engrossment—Senator O'Brien

Referred to Committee for Courts of Justice**Be it enacted by the General Assembly of Virginia:****1. That the Code of Virginia is amended by adding in Chapter 1 of Title 25.1 a section numbered 25.1-107 as follows:***§ 25.1-107. Condemned property must be put to public use within 10 years.*

Within 10 years of the date of entry of the final order, any property taken by condemnation under this title shall be put to the public use for which the property was taken as stated in the final order of condemnation [unless the failure to put the property to public use is for reasons beyond the reasonable control of the condemnor] . If such property has not been so used within 10 years of the date of entry of the final order, it shall be offered for sale at fair market value to the person who held title to the property and received compensation at the time of condemnation. If such person refuses to purchase the property, it shall be offered for sale at public auction. [This section shall not apply to property acquired by the Commonwealth Transportation Commissioner under Title 33.1.]

ENGROSSED

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