

2006 SESSION

INTRODUCED

065462308

HOUSE BILL NO. 1099

Offered January 11, 2006

Prefiled January 11, 2006

A BILL to amend and reenact § 25.1-408 of the Code of Virginia, relating to eminent domain.

Patrons—Griffith, Athey, Callahan, Cosgrove, Crockett-Stark, Dudley, Frederick, Gear, Gilbert, Iaquinto, Kilgore, Landes, Lingamfelter, Lohr, Marshall, D.W., May, O'Bannon, Rapp, Scott, E.T., Suit, Tata, Welch, Wittman and Wright

Referred to Committee for Courts of Justice

Be it enacted by the General Assembly of Virginia:

1. That § 25.1-408 of the Code of Virginia is amended and reenacted as follows:

§ 25.1-408. Optional payment for persons displaced from a place of business or farm operation.

Any displaced person eligible for payments under § 25.1-406 who is displaced from his place of business or farm operation and who is eligible under criteria established by the state agency may elect to accept the payment authorized by this section in lieu of the payment authorized by § 25.1-406. Such payment shall consist of a fixed payment in an amount to be determined according to criteria established by the state agency, except that such payment shall ~~not be less than \$1,000 nor more than \$50,000~~ *include 100% of all relocation expenses*. A person whose sole business at the displacement site is the rental of such property to others shall not qualify for a payment under this section. The acceptance of the payment authorized by this section shall be in lieu of any payment under § 25.1-406.

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