

## **Department of Planning and Budget 2020 Fiscal Impact Statement**

**1. Bill Number:** SB28

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

**2. Patron:** Petersen

**3. Committee:** Passed Both Houses

**4. Title:** Eminent domain; eliminates specific provisions for assessment of costs in certain proceedings.

**5. Summary:** Eliminates specific provisions for the assessment of costs in eminent domain proceedings where the condemnor is a public service company, public service corporation, railroad, or government utility corporation and provides that all costs shall be assessed in the same manner, regardless of the identity of the condemnor for easements adjudged at less than \$10,000. The third enactment specifies that the provisions proposed do not apply to proceedings in which the petitioner filed, prior to July 1, 2020. For proceedings where the petitioner filed a petition or certificate on or after July 1, 2016, and prior to July 1, 2020, the bill provides that the proceedings are to be governed by the relevant provisions of the Code of Virginia in effect prior to July 1, 2020.

**6. Budget Amendment Necessary:** No.

**7. Fiscal Impact Estimates:** Final. See item 8.

**8. Fiscal Implications:** It is anticipated that this legislation will not have a fiscal impact to the Virginia Department of Transportation.

**9. Specific Agency or Political Subdivisions Affected:** Virginia Department of Transportation

**10. Technical Amendment Necessary:** No.

**11. Other Comments:** None.