

May 17, 2006

**H 2213. EMINENT DOMAIN.** Filed 5/17/06. *TO AMEND THE CONSTITUTION OF NORTH CAROLINA TO PROHIBIT CONDEMNATION OF PRIVATE PROPERTY TO BE OWNED BY OTHER PRIVATE OWNERS FOR ECONOMIC DEVELOPMENT, AND TO PROVIDE FOR THE PROMPT PAYMENT OF JUST COMPENSATION WITH RIGHT OF TRIAL BY JURY IN ALL CONDEMNATION CASES.* Requires a referendum during November 6, 2007, general election on proposed amendments to Article I, Section 19 of the NC Constitution as title indicates. If approved by the voters, amendment will become effective January 1, 2008.

**Intro. by Stam, Harrell, Goforth, Lewis.** CONST

June 28, 2006

**H 2213. EMINENT DOMAIN.** Filed 5/17/06. House committee substitute makes the following changes to 1st edition. Amends proposed Section 19 of Article I of the North Carolina Constitution to (1) provide that public use does not include the taking of property for the purpose of conveying an interest in the property to a third party for economic development (was, public use does not include the ownership of property by a private entity for economic development); and (2) provide that the requirement that just compensation be promptly paid and, if demanded by the owner, shall be determined by the jury, does not affect the transfer of title pending final judgment on the amount of damages if the condemnor has deposited with the court its good faith estimate of just compensation.