

Session 117 - (2007-2008)

H 4609 General Bill, By Merrill and Harrison

Summary: Eminent domain

A BILL TO AMEND THE CODE OF LAWS OF SOUTH CAROLINA, 1976, BY ADDING SECTION 4-9-32 SO AS TO REFORM CERTAIN EMINENT DOMAIN PROCEDURES AND TO PROVIDE FOR PROCEDURES REQUIRED OF A COUNTY BEFORE IT MAY EXERCISE EMINENT DOMAIN; BY ADDING SECTIONS 28-2-65 AND 28-2-67 SO AS TO PROVIDE THAT THE OWNER OF CONDEMNED PROPERTY HAS THE RIGHT OF FIRST REFUSAL TO REDEEM HIS PROPERTY IF THE CONDEMNING ENTITY DOES NOT USE THE PROPERTY FOR THE INTENDED PUBLIC USE OR IT CONTEMPLATES A SALE TO ANOTHER PARTY; BY ADDING SECTION 28-3-25 SO AS TO REQUIRE WRITTEN APPROVAL BEFORE PUBLIC BODIES MAY EXERCISE EMINENT DOMAIN; AND TO AMEND SECTIONS 28-3-20 AND 28-3-30, BOTH RELATING TO STATE AUTHORITIES WITH EMINENT DOMAIN POWER, SO AS TO SPECIFY THE SOUTH CAROLINA DEPARTMENT OF TRANSPORTATION.

01/30/08 House Introduced and read first time HJ-84

01/30/08 House Referred to Committee on Judiciary HJ-85