

GENERAL ASSEMBLY OF NORTH CAROLINA



Session 2009

Legislative Fiscal Note

BILL NUMBER: House Bill 1659 (Second Edition)

SHORT TITLE: Eminent Domain.

SPONSOR(S): Representatives Stam and Lewis

FISCAL IMPACT					
	Yes (X)	No ()	No Estimate Available ()		
	<u>FY 2010-11</u>	<u>FY 2011-12</u>	<u>FY 2012-13</u>	<u>FY 2013-14</u>	<u>FY 2014-15</u>
REVENUES					
EXPENDITURES				\$400	
POSITIONS (cumulative):					
PRINCIPAL DEPARTMENT(S) & PROGRAM(S) AFFECTED: State Board of Elections and the Department of the Secretary of State					
EFFECTIVE DATE: When the bill becomes law.					

BILL SUMMARY:

Subject to approval by voters at the statewide election on November 6, 2012, House Bill 1659 adds a new Section 19.1 to Article 1 of the North Carolina Constitution prohibiting the taking of private property by eminent domain except for a public use, which does not include taking property in order to convey an interest in the property for economic development. The proposed amendment also requires just compensation to be paid and, if demanded, compensation shall be determined by a jury.

Source: Adopted from Bill Digest H.B. 1659 (05/12/2010).

ASSUMPTIONS AND METHODOLOGY:

State Board of Elections

Submitting the proposed constitutional amendment to the qualified voters of the State at the November 6, 2012 General Election would be an additional item on the ballot for that election. The State Board of Elections estimates that the fiscal impact of adding this item to the ballot will be minimal on the State Board or the county boards of election.

Secretary of State

The Secretary of State estimates a cost of \$400 in FY 2012-13 associated with public notice/media distribution of information about the constitutional amendment and mailing notifications to local boards of election.

SOURCES OF DATA: State Board of Elections and the Department of Secretary of State.

TECHNICAL CONSIDERATIONS: None

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