A proposal to revise

ARTICLE X, s. 6, Fla. Const.; providing
conditions under which private property is
assumed to be taken for a public purpose.

It is proposed by the Florida Constitution Revision Commission
that:

Section 1. Section 6 of Article X of the Florida
Constitution is revised by amending that section to read:

ARTICLE X
MISCELLANEOUS
SECTION 6. Eminent domain.--

(a) No private property shall be taken physically or
otherwise except for a public purpose and with full
compensation therefor determined by jury trial and paid to
each owner or secured by deposit in the registry of the court
and available to the owner. Government regulation or action
that so diminishes or denies the use of private property as to
cause a significant loss of value without denying
substantially all beneficial use thereof constitutes a taking
of private property under this section. An owner may bring an
action in court claiming full compensation for such taking
after exhaustion of administrative remedies or twelve months
after written notice of the owner's claim to the government
from which compensation is sought, whichever occurs sooner.

(b) Provision may be made by law for the taking of
easements, by like proceedings, for the drainage of the land
of one person over or through the land of another.

CODING: Words stricken are deletions; words underlined are additions.