CRC9-184-pr(X-6-3) Proposal No. 83

By Commissioner Corr

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 except for a
public purpose and with full compensation therefor paid to
each owner or secured by deposit in the registry of the court
and available to the owner. Private property is taken for
purposes of this section if a government action diminishes the
value or use of any discrete property interest by more than
twenty percent of such value or use, demonstrated by a
qualified appraisal.

(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 struck are deletions; words underlined are additions.