

HOUSE REPUBLICAN STAFF ANALYSIS

Bill:	House File 150 (Formerly HF 25)	House Committee:	PASSED on January 26 (20-0)
Committee:	Judiciary	House Floor:	
Floor Manager:	Rep. Stone	Senate Floor:	
Date:	February 1, 2023	Governor:	
Staff:	Amanda Wille (1-5230)		

Condemnation- Reduction of Damages

- In a condemnation proceeding, HF 150, allows the acquiring agency to reduce payment if the property owner does not respond to notices and documents.

Section by Section Analysis

Section 1- Procedure Under Eminent Domain- Costs and Attorney Fees (6B.33)

If the acquiring agency has provided appropriate notice and the property owner has failed to respond after at least two notices then the court or district compensation commission can reduce the amount awarded to the property owner based on the actual costs, and reasonable attorney fees spent by the acquiring agency.

If the additional costs and fees are more than the property is worth, than the compensation commission shall deem the property to have been paid in full.

Section 2- Applicability

Applies to condemnation being filed on or after July 1, 2023.

Amendment Analysis