

Date: January 22, 2007
Initiative No. 06-0039

The Attorney General of California has prepared the following title and summary of the chief purpose and points of the proposed measure:

GOVERNMENT ACQUISITION, REGULATION OF PRIVATE PROPERTY. INITIATIVE CONSTITUTIONAL AMENDMENT. Amends California Constitution to bar state and local governments from condemning or damaging private property for private uses. Prohibits rent control and similar measures. Requires government to compensate private property owners for certain land use, housing, consumer, environmental and workplace regulations. Compensation generally not required for regulation undertaken to preserve public health and safety. Defines “just compensation.” Prohibits deference to government in property rights cases. Condemned private property must be offered for resale to prior owner at current fair market value if, within five years, government abandons proposed condemnation’s objective. Summary of estimate by Legislative Analyst and Director of Finance of fiscal impact on state and local governments: Unknown, potentially major annual governmental costs related to damages or takings of private property. (06-0039.)