
By: **Delegate Holmes**

Introduced and read first time: February 9, 2006

Assigned to: Environmental Matters

A BILL ENTITLED

1 AN ACT concerning

2 **Condemnation - Speedy Trial - Relocation of Businesses**

3 FOR the purpose of requiring that, on written request of any party, an action for
4 condemnation shall be set for trial within a certain period of time after the case
5 is at issue and shall take precedence over all other civil cases; requiring that a
6 representative of a displacing agency contact certain businesses affected by a
7 public project for which property is being acquired by condemnation and
8 negotiate in good faith to provide an effective plan to relocate the business; and
9 generally relating to condemnation proceedings.

10 BY adding to

- 11 Article - Real Property
- 12 Section 12-101.1 and 12-205.1
- 13 Annotated Code of Maryland
- 14 (2003 Replacement Volume and 2005 Supplement)

15 SECTION 1. BE IT ENACTED BY THE GENERAL ASSEMBLY OF
16 MARYLAND, That the Laws of Maryland read as follows:

17 **Article - Real Property**

18 12-101.1.

19 NOTWITHSTANDING ANY OTHER PROVISION OF LAW, ON WRITTEN REQUEST OF
20 ANY PARTY, AN ACTION FOR CONDEMNATION SHALL BE SET FOR TRIAL WITHIN 90
21 DAYS AFTER THE CASE IS AT ISSUE AND SHALL TAKE PRECEDENCE OVER ALL OTHER
22 CIVIL CASES.

23 12-205.1.

24 IN ANY ACTION FOR THE ACQUISITION OF PRIVATE PROPERTY FOR PUBLIC USE
25 BY CONDEMNATION, A REPRESENTATIVE OF THE DISPLACING AGENCY SHALL
26 CONTACT THE OWNER OF ANY BUSINESS AFFECTED BY THE PUBIC PROJECT FOR
27 WHICH THE PROPERTY IS BEING ACQUIRED NOT LESS THAN 30 DAYS BEFORE THE

1 FILING OF THE ACTION AND NEGOTIATE IN GOOD FAITH TO PROVIDE AN EFFECTIVE
2 PLAN TO RELOCATE THE BUSINESS.

3 SECTION 2. AND BE IT FURTHER ENACTED, That this Act shall take effect
4 October 1, 2006.