

The draft bill can be summarized as follows:

Bill on Just Compensation

Section 1: This section gives farmers and homeowners the right to be paid additional compensation beyond simply the "fair market value" of the property. It reflects the fact that there are "intangible" values of a farm or home that go beyond an appraisal. For example, it may be difficult for a farmer to find replacement lands which are suitable for farming. Likewise, it may be impossible for the homeowner to locate a new home that is truly comparable to what has been lost. The provisions also force the government to consider more carefully whether it is going to take homes or farms, because there is an additional cost to doing so.

The concepts in this section were taken largely from Act 1010 of the 2006 Indiana legislature.