



# DEBRA BOWEN

## CALIFORNIA SECRETARY OF STATE NEWS RELEASE

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### Two Property Rights Initiatives Enter Circulation

*Government Acquisition, Regulation of Private Property. Constitutional Amendment.  
and*

*Eminent Domain. Acquisition of Owner-Occupied Residence. Constitutional Amendment.*

**SACRAMENTO** – Secretary of State Debra Bowen today announced that the proponents of two different new initiatives may begin collecting petition signatures for their measures.

The Attorney General prepares the legal title and summary that is required to appear on initiative petitions. When the official language is complete, the Attorney General forwards it to the proponents and to the Secretary of State. The Secretary of State then provides calendar deadlines to the proponents and to county elections officials, and the initiative may begin circulation for signatures. The Attorney General's official titles and summaries for these measures are as follows:

**GOVERNMENT ACQUISITION, REGULATION OF PRIVATE PROPERTY. CONSTITUTIONAL AMENDMENT.** Bars 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 and environmental regulations. Exempts compensation for regulation undertaken to preserve public health and safety. Defines “just compensation.” Prohibits deference to government in property rights cases. Requires government to offer to original owner of condemned property the right to repurchase property at condemned price when property is put to substantially different use than was publicly stated. Summary of estimate by Legislative Analyst and Director of Finance of fiscal impact on state and local government: Unknown, probably major annual governmental costs to compensate property owners for reductions in property values. (Initiative 07-0003.)

The Secretary of State's tracking number for this measure is 1242 and the Attorney General's tracking number is 07-0003.

The proponents for this measure, Doug Mosebar, Jon Coupal and Jim Nielsen, must collect the signatures of 694,354 registered voters – the number equal to 8% of the total votes cast for governor in the 2006 gubernatorial election – in order to qualify the measure for the ballot. The proponents have 150 days to circulate petitions for this measure, meaning the signatures must be collected by September 17, 2007.

The initiative proponents can be reached at (916) 444-9950.

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**EMINENT DOMAIN. ACQUISITION OF OWNER-OCCUPIED RESIDENCE. CONSTITUTIONAL AMENDMENT.** Bars state and local governments from acquiring by eminent domain an owner-occupied residence, as defined, for conveyance to a private person or business entity. Creates exceptions for public work or improvement, nuisance abatement, public health and safety protection, and crime prevention. Summary of estimate by Legislative Analyst and Director of Finance of fiscal impact on state and local government: The measure would likely not have a significant fiscal impact on state or local governments. (Initiative 07-0006.)

The Secretary of State's tracking number for this measure is 1243 and the Attorney General's tracking number is 07-0006.

The proponents for this measure, Christopher K. McKenzie, Susan Smartt and Kenneth Willis, must collect the signatures of 694,354 registered voters – the number equal to 8% of the total votes cast for governor in the 2006 gubernatorial election – in order to qualify the measure for the ballot. The proponents have 150 days to circulate petitions for this measure, meaning the signatures must be collected by September 17, 2007.

The initiative proponents can be reached at (415) 389-6800.

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