

**HOUSE . . . . . No. 1402**

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**The Commonwealth of Massachusetts**

PRESENTED BY:

**Anne M. Gobi**

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*To the Honorable Senate and House of Representatives of the Commonwealth of Massachusetts in General Court assembled:*

The undersigned legislators and/or citizens respectfully petition for the passage of the accompanying bill:

An Act relative to eminent domain.

PETITION OF:

NAME:	DISTRICT/ADDRESS:
Anne M. Gobi	5th Worcester
Todd M. Smola	1st Hampden
Stephen L. DiNatale	3rd Worcester
Jennifer M. Callahan	18th Worcester
Denise Provost	27th Middlesex
Richard J. Ross	9th Norfolk

[SIMILAR MATTER FILED IN PREVIOUS SESSION  
SEE HOUSE, NO. 1466 OF 2007-2008.]

## The Commonwealth of Massachusetts

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In the Year Two Thousand and Nine

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### AN ACT RELATIVE TO EMINENT DOMAIN.

*Be it enacted by the Senate and House of Representatives in General Court assembled, and by the authority of the same, as follows:*

1           SECTION 1. Chapter 79 of the General Laws shall be amended by inserting after Section 1, the  
2 following section:

3 Any officials authorized to exercise Eminent Domain may not condemn private real property used as a  
4 residence, business establishment, farm or forest operation if at the time of the condemnation the officials  
5 intend to transfer directly or indirectly to another person if the taking is for the purpose of private  
6 development or other private use of the property