



HOUSE BILL No. 5483

December 13, 1995, Introduced by Reps. Kaza, Alley, Sikkema, Gnodtke, McManus, Middaugh, Wetters, Anthony, Hill, Lowe, McBryde, Bodem, Jaye, Jersevic and Llewellyn and referred to the Committee on Conservation, Environment and Great Lakes.

A bill to amend Act No. 451 of the Public Acts of 1994, entitled "Natural resources and environmental protection act," as amended, being sections 324.101 to 324.90106 of the Michigan Compiled Laws, by adding section 503a.

THE PEOPLE OF THE STATE OF MICHIGAN ENACT:

1 Section 1. Act No. 451 of the Public Acts of 1994, as
2 amended, being sections 324.101 to 324.90106 of the Michigan
3 Compiled Laws, is amended by adding section 503a to read as
4 follows:

5 SEC. 503A. (1) THE DIRECTORS OF THE DEPARTMENT OF NATURAL
6 RESOURCES AND THE DEPARTMENT OF ENVIRONMENTAL QUALITY SHALL
7 ARRANGE FOR ALL EMPLOYEES OF THEIR DEPARTMENTS TO RECEIVE
8 TRAINING RELATED TO THE CONSTITUTIONAL LIMITATIONS ON THE

1 REGULATION OF PRIVATE PROPERTY. THIS TRAINING SHALL INCLUDE AN
2 OVERVIEW OF THE LAW RELATED TO CONSTITUTIONAL TAKINGS.

3 (2) AS USED IN THIS SECTION, "CONSTITUTIONAL TAKING" MEANS
4 THE TAKING OF PRIVATE PROPERTY BY GOVERNMENT ACTION SUCH THAT
5 COMPENSATION TO THE OWNER OF THAT PROPERTY IS REQUIRED BY EITHER
6 OF THE FOLLOWING:

7 (A) AMENDMENT V OR XIV OF THE CONSTITUTION OF THE UNITED
8 STATES.

9 (B) SECTION 23 OF ARTICLE I AND SECTION 2 OF ARTICLE X OF
10 THE STATE CONSTITUTION OF 1963.