



Rep. Barbara Flynn Currie

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09900SB2562ham005

LRB099 17003 HEP 49769 a

1 AMENDMENT TO SENATE BILL 2562

2 AMENDMENT NO. _____. Amend Senate Bill 2562, AS AMENDED,
3 with reference to page and line numbers of House Amendment No.
4 2, on page 115, by inserting immediately below line 15 the
5 following:

6 "Section 10. The Eminent Domain Act is amended by changing
7 Section 10-5-65 as follows:

8 (735 ILCS 30/10-5-65) (was 735 ILCS 5/7-122)

9 Sec. 10-5-65. Reimbursement; inverse condemnation.

10 (a) Except as provided in subsection (b), when ~~When~~ the
11 condemning authority is required by a court to initiate
12 condemnation proceedings for the actual physical taking of real
13 property, the court rendering judgment for the property owner
14 and awarding just compensation for the taking shall determine
15 and award or allow to the property owner, as part of that
16 judgment or award, further sums as will, in the opinion of the

1 court, reimburse the property owner for the owner's reasonable
2 costs, disbursements, and expenses, including reasonable
3 attorney, appraisal, and engineering fees actually incurred by
4 the property owner in those proceedings.

5 (b) When the condemning authority is required to initiate
6 condemnation proceedings of property impacted directly or
7 indirectly by the Chicago Transit Authority Red-Purple
8 Modernization Project, the court rendering judgment for the
9 property owner and awarding just compensation for the taking
10 shall determine and award or allow to the property owner, as
11 part of that judgment or award, further sums as will, in the
12 opinion of the court, reimburse the property owner for the
13 owner's reasonable costs, disbursements, diminution, and
14 expenses, including reasonable attorney, appraisal, and
15 engineering fees actually incurred by the property owner in
16 those proceedings.

17 (Source: P.A. 94-1055, eff. 1-1-07.)".