

1 COMMITTEE: Environment

2 POLICY: Takings and Land Use Authority (*Joint with the Law and*
3 *Criminal Justice Committee*)

4 TYPE OF POLICY: Existing

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6 NCSL strongly opposes any federal legislation or regulation that would: 1) attempt to define
7 or categorize compensable "takings" under the Fifth Amendment to the United States
8 Constitution; (2) interfere with a state's ability to define and categorize regulatory takings
9 requiring state compensation; (3) preempt state eminent domain constitutional provisions or
10 statutes; or (4) infringe on state sovereignty under the Eleventh Amendment. NCSL supports
11 collaborative examinations of state and federal use of eminent domain authority.

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