

**DRAFTER'S NOTE
FROM THE
LEGISLATIVE REFERENCE BUREAU**

LRB-4140/P1dn
ARG:jld:ch

December 28, 2005

ATTN: Joyce Waldrop

Please review the attached draft carefully to ensure that it is consistent with your intent.

The definition of "development rights" is based upon the information provided by Mark Patronsky.

The draft prohibits DOT from using transportation fund moneys to acquire development rights. Theoretically, this provision would not prohibit moneys from the general fund or other sources from being appropriated for purposes of DOT's acquisition of development rights; however, no such appropriation exists under current law so, as a practical matter, this provision completely bars DOT from acquiring such development rights after the bill's effective date.

Please let me know if you would like any changes made to the attached draft or if you have any questions. If the attached draft meets with your approval, let me know and I will convert it to an introducible "/1" draft.

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