

## **7 Summary of California Law (10th), Constitutional Law**

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- (a) [§405] Rights Are Not Absolute.
- (b) [§406] Preferred Position of Freedoms.
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  - (1) [§419] Criminal Pretrial Hearing.
  - (2) [§420] Criminal Trial.
  - (3) [§421] Jury Voir Dire.
  - (4) [§422] Juvenile Dependency Proceedings.

- (5) [§423] Civil Trial.
- 3. [§424] Fraud.
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  - (a) [§425] In General.
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  - (j) [§455] Civil Proceedings Against Obscene Matter.
- 6A. [§455A] (New) Animal Cruelty.
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- 8. Violence and Incitement to Violence.
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- (b) [§458] Statements Not “Fighting Words.”
- (c) Cross Burning.
  - (1) [§459] General Prohibition.
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- (e) Loyalty Tests for Employees.
  - (1) [§479] In General.
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- (e) [§490A] (New) Military Recruiters on Campus.

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    - (2) [§498] Censorship of Unofficial Newspaper.
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    - (4) [§500] School Placement.
- 4. Statutory Declaration of Rights.
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- 3. [§535] Instruction on Evolution.
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  - (a) [§540] United States Supreme Court Decisions.
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- 4. Financial Assistance.
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- 2. [§552] Labor Regulations.
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**(1) [§561] In General: Roe v. Wade.**

**(2) [§562] Texts and Law Reviews.**

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**(6) [§566] Partial Birth Abortion.**

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**(3) [§577] Rights of Partnership or Corporation.**

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**(1) [§578] Public Funding.**

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**(1) [§580] In General.**

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**(1) [§592] In General: Employee or Applicant.**

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(8) [§602] Miscellaneous Examples.

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## **8 Summary of California Law (10th), Constitutional Law**

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- 1. Original Civil Rights Acts.
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        - (aa) [§820] Constitutional Rights.
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        - (cc) [§822] High-Speed Police Pursuit.
        - (dd) [§823] Voluntary Commitment.
        - (ee) [§824] Distinction: Ordinary Tort.
      - (2) Rights of Prisoners.
        - (aa) [§825] Fourth Amendment.
        - (bb) [§826] Eighth Amendment.
        - (cc) [§827] Fourteenth Amendment.



**Fees.**

**(cc) [§860] Effect of After-Acquired Evidence of Wrongdoing.**

**(b) Sex Discrimination.**

**(1) [§861] In General.**

**(2) [§862] Burden of Proof.**

**(3) [§863] Gender-Based Fetal Protection Policy.**

**(4) Sexual Harassment.**

**(aa) [§864] In General.**

**(bb) [§865] Same-Gender Discrimination.**

**(cc) [§866] Vicarious Liability.**

**(5) [§867] Comparable Worth.**

**(6) [§868] Discrimination Against Men.**

**(c) Racial Discrimination.**

**(1) [§869] In General.**

**(2) [§870] Proof of Prima Facie Case.**

**(3) [§871] Discrimination Against Whites.**

**(4) [§872] Harassment by Employer.**

**(d) Age Discrimination.**

**(1) [§873] In General.**

**(2) [§874] Government Employers.**

**(2A) [§874A] (New) Burden of Proof.**

**(3) [§875] Sufficiency of Evidence.**

**(e) [§876] Religious Discrimination.**

**(f) [§877] Pregnancy Discrimination.**

**(g) [§878] Seniority Systems.**

**7. [§879] Discrimination by Private School.**

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**(a) [§880] Rehabilitation Act.**

**(b) [§881] Individuals With Disabilities Education Act.**

**(c) Americans With Disabilities Act (ADA).**

**(1) [§882] In General.**

**(2) [§883] Texts and Commentary.**

**(3) [§884] Integration Mandate.**

**(4) [§885] Reasonable Accommodation Requirement.**

**(4A) [§885A] (New) Retaliation and Harassment.**

**(5) [§886] Effect of Arbitration Agreement.**

**(6) [§887] HIV as Disability.**

**(7) [§888] Visual Impairment as Disability.**

**(8) [§889] Inability To Perform Manual Tasks as Substantial Impairment.**

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**(a) [§890] Nature and Scope of Civil Rights Legislation.**

**(b) [§891] Insurance.**

**(c) [§892] Public Programs and Activities.**

- (d) [§893] Schools and Education.
  - (e) [§894] Housing Finance.
  - (f) [§895] Hate Crimes, Intimidation, and Threats of Violence.
  - (g) [§896] Sexual Harassment in Business and Professional Relationships.
  - (h) [§897] Other Discrimination Statutes.
- 2. Unruh Civil Rights Act.**
- (a) [§898] In General.
  - (b) [§899] Business Establishments.
  - (c) Nonprofit Community Service Organizations.
    - (1) [§900] In General.
    - (2) [§901] Boys' Club.
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    - (5) [§904] Boy Scouts.
  - (d) Activities Covered.
    - (1) [§905] In General.
    - (2) [§906] Business Discrimination.
    - (3) [§907] Racial Discrimination.
    - (4) [§908] Housing Discrimination.
    - (5) [§908A] (New) Marital Status Discrimination.
    - (6) [§908B] (New) Sexual Orientation Discrimination.
  - (e) Distinctions.
    - (1) [§909] Age-Based Preferences.
    - (2) [§910] Classification Based on Marital Status.
    - (3) [§911] Nonsmokers.
    - (4) [§912] Economic Criteria.
    - (5) [§913] Retaliatory Discrimination.
  - (f) [§914] Enforcement.
- 3. Fair Employment and Housing Act.**
- (a) [§915] Nature and Purpose of Act.
  - (b) Scope of Act.
    - (1) [§916] In General.
    - (2) [§917] Employees.
    - (3) [§918] Employers.
    - (4) [§919] Supervisors.
  - (c) [§920] Department and Commission.
  - (d) Employment.
    - (1) In General.
      - (aa) [§921] Discrimination.
      - (bb) [§922] Harassment.
    - (2) Racial Discrimination.
      - (aa) [§923] Discrimination Against Minorities.
      - (bb) [§924] Discrimination Against Whites.
    - (3) Sex Discrimination.
      - (aa) [§925] In General.

- (bb) [§926] **Discrimination Based on Pregnancy.**
- (4) Sexual Harassment.**
  - (aa) [§927] **In General.**
  - (bb) [§928] **Liability of Liability of Supervisor or Coworker.**
  - (cc) [§929] **Harassment of Applicant.**
  - (dd) [§930] **Same-Gender Harassment.**
- (5) [§931] Sexual Orientation Discrimination.**
- (6) Age Discrimination.**
  - (aa) [§932] **In General.**
  - (bb) [§933] **Sufficiency of Evidence.**
  - (cc) [§934] **Age as Protected Class.**
  - (dd) [§935] **Use of Economic Criteria.**
- (7) Discrimination Against Disabled Persons.**
  - (aa) [§936] **In General.**
  - (bb) [§937] **Accommodation Requirement.**
  - (cc) [§938] **Discrimination on Basis of Weight.**
  - (dd) [§939] **Chronic Alcoholics.**
- (8) [§940] Retaliatory Discrimination.**
- (9) [§941] Other Prohibited Discrimination.**
- (10) Family Care and Medical Leave.**
  - (aa) [§942] **In General.**
  - (bb) [§943] **Requirements for Taking Leave.**
  - (cc) [§944] **Unlawful Employment Practices.**
- (e) Housing.**
  - (1) [§945] **In General.**
  - (2) [§946] **Definitions.**
  - (3) [§947] **Unlawful Activities.**
- (f) Enforcement Procedure.**
  - (1) Employment.**
    - (aa) [§948] **In General.**
    - (bb) [§949] **Accusation, Hearing, and Decision.**
    - (cc) [§950] **Damages and Penalties.**
    - (dd) [§951] **Judicial Enforcement.**
    - (ee) [§952] **Exhaustion of Administrative Remedies.**
  - (2) Housing.**
    - (aa) [§953] **In General.**
    - (bb) [§954] **Accusation, Hearing, and Decision.**
    - (cc) [§955] **Civil Action.**
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- 4. Rights of Disabled Persons.**
  - (a) [§957] **In General.**
  - (b) [§958] **Physical Access.**
  - (c) [§959] **Enforcement.**
- 5. Rights of Public Safety Officers.**

- (a) [§960] In General.
- (b) [§961] Interrogation and Investigation.
- (c) [§962] Waiver of Rights.
- (d) [§963] Remedies.
- (e) [§964] Administrative Appeal.

**F. Affirmative Action Programs.**

**1. In General.**

- (a) [§965] Nature of Programs.
- (b) [§966] California Statutes.
- (c) [§967] Proposition 209: Affirmative Action Prohibited.

**2. Programs Directed at Discrimination in Education.**

- (a) [§968] Bakke Case: California Decision.
- (b) [§969] Bakke Case: U.S. Supreme Court Decision.
- (c) [§970] Gratz and Grutter Cases.
- (d) [§971] Other Decisions.

**3. Programs Directed at Discrimination in Employment.**

- (a) [§972] Programs Created Through Collective Bargaining.
- (b) Programs Mandated by Statute, Ordinance, or Rule.
  - (1) [§973] U.S. Supreme Court Cases.
  - (2) [§974] California Cases.
- (c) [§975] Programs Created by Court Order.

**XII. POLICE POWER**

**A. In General.**

**1. Nature of Police Power.**

- (a) [§976] Inherent Power To Regulate.
- (b) [§977] Paramount Power.
- (c) [§978] Elastic Power.
- (d) [§979] Legislative Judgment.

**2. [§980] Other Powers Distinguished.**

**3. Methods of Exercising Power.**

- (a) [§981] Prohibition and Regulation.
- (b) [§982] Taxation and Eminent Domain.

**4. [§983] Limitations on Power.**

**B. Exercise of Police Power by Local Subdivision.**

**1. In General.**

- (a) [§984] Constitutional Authorization.
- (b) [§985] Subjects of Regulation.

**2. Where State Legislates on Same Subject.**

- (a) [§986] Test of Valid Regulation.
- (b) [§987] Legislative Authorization of Local Regulations.
- (c) Local Regulations Held Valid.
  - (1) [§988] In General.
  - (2) [§989] Alcoholic Beverages.
  - (3) [§990] Criminal Activities.
  - (4) [§991] Activity on State-Owned Land.
- (d) [§992] Local Regulations Held Void.

**3. Exclusive Power Over Municipal Affairs.**

- (a) [§993] Constitutional Provisions and Theory.
- (b) [§994] Unlawful Surrender of Control.
- (c) Determination of Issue.
  - (1) [§995] In General.
  - (2) [§996] Consideration of Purpose.
- (d) What Are Municipal Affairs.
  - (1) [§997] In General.
  - (2) [§998] Financing of Local Political Campaigns.
  - (3) [§999] Term Limits for Elected Officials.
- (e) Matters of Statewide Concern.
  - (1) [§1000] In General.
  - (2) [§1001] District Formation and Dissolution.
  - (3) [§1002] School System.
  - (4) [§1003] Traffic.

**4. [§1004] Extraterritorial Municipal Regulations.**

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**1. In General.**

- (a) [§1005] Nature of Power.
- (b) [§1006] Commentary and Practice Works.
- (c) [§1007] Prohibiting Removal of Natural Products.
- (d) [§1008] Taking of Property.
- (e) [§1009] Invalid Regulations.

**2. Planning and Zoning Ordinances.**

- (a) In General.
  - (1) [§1010] Local Power and State Law.
  - (2) [§1011] Statutes of Limitation on Attack.
- (b) General Plan.
  - (1) [§1012] Nature and Scope.
  - (2) [§1013] Housing Element.
  - (3) [§1014] Consistency Requirement.
  - (4) [§1015] Adoption and Implementation.
  - (5) [§1016] Judicial Review.
  - (6) [§1017] Amendment.
- (c) [§1018] Specific Plans.
- (d) Local Zoning Regulations.
  - (1) [§1019] In General.
  - (2) [§1020] Scope of Zoning Power.
  - (3) [§1021] Consistency With General Plan.
  - (4) [§1022] Zoning Procedure.
  - (5) [§1023] Interim Ordinance.
- (e) [§1024] Exemptions.
- (f) Administration and Enforcement.
  - (1) [§1025] Administration.
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**3. Zoning by Initiative or Referendum.**

- (a) [§1027] In General.
- (b) [§1028] Valid Initiative or Referendum Measures.
- (c) [§1029] Invalid Initiative or Referendum Measures.
- 4. Exclusionary Zoning.
  - (a) In General.
    - (1) [§1030] U.S. Supreme Court Decisions.
    - (2) [§1031] Tests for Validity.
    - (3) [§1032] Invalid Ordinances.
  - (b) [§1033] Business and Commercial Activity.
  - (c) [§1034] Transient Commercial Use of Residential Property.
  - (d) [§1035] Churches.
  - (e) [§1036] Schools.
  - (f) [§1037] Miscellaneous Classifications.
- 5. Type of Lot or Dwelling.
  - (a) [§1038] Lot Area and Open Space.
  - (b) [§1039] Other Regulations.
- 6. [§1040] Retroactive Zoning.
- 7. Nonconforming Uses.
  - (a) [§1041] In General.
  - (b) [§1042] No Rebuilding or Expansion.
  - (c) [§1043] Distinction: Mining Operations.
  - (d) [§1044] Amortization Provisions.
  - (e) [§1045] Uses Not Protected.
- 8. Individual Hardship.
  - (a) As Defense Against Enforcement.
    - (1) [§1046] Where General Plan Is Reasonable.
    - (2) Where Provision Is Arbitrary.
      - (aa) [§1047] In General.
      - (bb) [§1048] Illustrations.
    - (3) [§1049] Where Required Use Is Uneconomic.
  - (b) As Basis for Exception or Variance.
    - (1) Conditional Use Permit.
      - (aa) [§1050] Nature and Purpose.
      - (bb) [§1051] Conditions and Criteria.
      - (cc) [§1052] Challenge by Nonresident.
    - (2) Variance.
      - (aa) [§1053] Nature and Grounds.
      - (bb) [§1054] Discretion of Governing Body.
      - (cc) [§1055] Imposition of Conditions.
      - (dd) [§1056] Judicial Review of Findings.
  - (c) As Basis for Compensation.
    - (1) [§1057] Nature of Problem.
    - (2) [§1058] Agins Case.
    - (3) [§1059] Subsequent Decisions.
- D. Other Restrictions on Use of Property.
  - 1. [§1060] Regulation or Prohibition of Inimical Activity.

- 2. Regulation of Nondangerous Activity.**
  - (a) [§1061] General Principles.**
  - (b) [§1062] Invalid Regulations.**
- 3. Aesthetic Regulations.**
  - (a) [§1063] In General.**
  - (b) Billboards and Other Outdoor Advertising.**
    - (1) [§1064] In General.**
    - (2) [§1065] On-Site Advertising.**
    - (3) Off-Site Advertising.**
      - (aa) [§1066] Invalid Restrictions.**
      - (bb) [§1067] Valid Restrictions.**
    - (4) [§1068] Posting Signs on Public Property.**
- 4. [§1069] Conservation and Prevention of Waste.**
- E. [§1070] Restrictions on Freedom of Contract.**
- F. [§1071] Regulation of Personal Rights.**
- G. Regulation of Business.**
  - 1. [§1072] In General.**
  - 2. Health and Safety.**
    - (a) [§1073] Food, Drugs, and Water.**
    - (b) [§1074] Air Pollution.**
    - (c) [§1075] Closing and Working Hours.**
    - (d) [§1076] Fire Protection.**
  - 3. Fraud and Other Improper Practices.**
    - (a) [§1077] In General.**
    - (b) [§1078] Regulation of Franchises.**
  - 4. [§1079] Licensing for Regulatory Purposes.**
  - 5. [§1080] Limitations on Right To Do Business.**
  - 6. Regulation of Prices and Rates.**
    - (a) [§1081] Valid Regulations.**
    - (b) [§1082] Invalid Regulations.**
    - (c) [§1083] Insurance Rates.**
  - 7. Public Utilities in California.**
    - (a) [§1084] Public Utilities Commission.**
    - (b) Jurisdiction of Commission.**
      - (1) [§1085] In General.**
      - (2) [§1086] Judicial Powers of Commission.**
      - (3) [§1087] Power To Obtain Injunction.**
      - (4) [§1088] Powers of Other Governmental Agencies.**
    - (c) Jurisdiction of Courts.**
      - (1) [§1089] In General.**
      - (2) [§1090] Private Right of Action Allowed.**
      - (3) [§1091] Private Right of Action Rejected.**
    - (d) Public Utilities Regulated by Commission.**
      - (1) [§1092] In General.**
      - (2) [§1093] Public Transportation Authority.**
    - (e) Public Utilities Outside Jurisdiction of Commission.**

- (1) [§1094] In General.
- (2) [§1095] Exceptions Based on Source of Power.
- (3) [§1096] Specialized Transportation Vehicles.
- (f) [§1097] Private Utilities.
- (g) Nature and Extent of Regulation.
  - (1) [§1098] Permission To Enter Business.
  - (2) Regulation of Rates.
    - (aa) [§1099] In General.
    - (bb) [§1100] Test of Reasonableness.
    - (cc) [§1101] Distribution of Rate Refunds.
  - (3) Regulation of Service.
    - (aa) [§1102] In General.
    - (bb) [§1103] Adequate Service.
  - (4) [§1104] Other Regulatory Powers.
- (h) [§1105] Right To Abandon Operation.
- (i) Procedure Before Commission.
  - (1) [§1106] In General.
  - (2) [§1107] Hearing and Determination.
- (j) Review of Commission's Orders.
  - (1) [§1108] In General.
  - (2) [§1109] Exclusive Method.
  - (3) [§1110] Scope of Review.

**H. [§1111] Regulation of Labor Relations.**

**XIII. EMINENT DOMAIN**

**A. In General.**

- 1. [§1112] Nature of Power.
  - 2. [§1113] Property That May Be Taken.
  - 3. Who May Exercise Power.
    - (a) [§1114] In General.
    - (b) [§1115] Municipal Corporation.
    - (c) [§1116] Federal Government Acting for State.
    - (d) [§1117] Private Person.
  - 4. Public Use.
    - (a) [§1118] In General.
    - (b) [§1119] Airport Purposes.
    - (c) [§1120] Review of Legislative Determination.
    - (d) [§1121] Change of Use After Judgment.
    - (e) [§1121A] (New) New Resolution for Change of Use.
  - 5. Public Purpose in Private Use.
    - (a) [§1122] In General.
    - (b) [§1123] Correcting Market Failure.
  - 6. [§1124] Public Necessity.
- B. Taking Under Federal Constitution.**
- 1. What Constitutes Taking.
    - (a) [§1125] Acquisition of Title or Possession.
    - (b) Damage to Property or Interests.

- (1) [§1126] In General.
        - (2) [§1127] Insubstantial Permanent Physical Occupation.
        - (3) [§1128] Damage From Airplanes.
        - (4) [§1129] Water and Power Projects.
      - (c) [§1130] Temporary Taking of Going Business.
    - 2. [§1131] Noncompensable Injury.
  - C. Taking or Damage Under California Constitution.
    - 1. What Constitutes Damage.
      - (a) [§1132] In General.
      - (b) [§1133] Limitations on Right to Compensation.
      - (c) [§1134] Compensation Without Tort Liability.
      - (d) [§1135] Mitigation Damages.
      - (e) [§1136] Service Duplication.
      - (f) [§1137] Violation of Deed Restriction.
      - (g) [§1138] Compensation to Option Holder.
    - 2. Noncompensable Injury.
      - (a) [§1139] Emergency Exercise of Police Power.
      - (b) [§1140] No Property Right.
      - (c) [§1141] Access to Navigable Waters.
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  - D. Inverse Condemnation.
    - 1. In General.
      - (a) [§1143] Nature of Action.
      - (b) [§1144] Entity Without Eminent Domain Power.
      - (c) [§1145] Recovery for Loss of Goodwill.
    - 2. Physical Taking or Damage.
      - (a) [§1146] Flood and Water Damage.
      - (b) [§1147] Land Subsidence.
      - (c) Impairment of Access to Street or Highway.
        - (1) [§1148] In General.
        - (2) [§1149] Direct Access Cut Off.
        - (3) [§1150] Circuity of Travel and Loss of Traffic.
        - (4) [§1151] Miscellaneous Inconveniences.
      - (d) [§1152] Nuisance Rendering Property Uninhabitable.
    - 3. Regulatory Taking.
      - (a) In General.
        - (1) [§1153] Valid Exercise of Police Power.
        - (2) Landlord and Tenant Regulations.
          - (aa) [§1154] In General.
          - (bb) [§1155] Rent Control.
        - (3) [§1156] Fee as Condition for Use or Building Permit.
        - (4) Taking Requiring Compensation.
          - (aa) [§1157] In General.
          - (bb) [§1158] Lucas Decision.
        - (5) [§1159] Texts and Law Reviews.

**(b) Temporary Taking.**

- (1) [§1160] In General.**
- (2) [§1161] Delay in Development Process.**
- (3) [§1162] Building Moratorium.**
- (4) [§1163] Taking During Pendency of Proceedings.**

**4. Procedure.**

- (a) [§1164] In General.**
- (b) [§1165] Standing and Ripeness.**
- (c) [§1166] Statute of Limitations.**
- (d) [§1167] Interest.**
- (e) [§1168] Costs and Attorneys' Fees.**
- (f) [§1169] Action Prior to Taking or Damage.**

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- (a) [§1170] Nature, Organization, and Scope.**
- (b) [§1171] Definitions.**
- (c) [§1172] Rules of Practice.**
- (d) [§1173] BAJI and CACI Instructions.**
- (e) [§1174] Jurisdiction of Public Utilities Commission.**

**2. The Right To Take.**

- (a) General Limitations on Exercise of Power.**
  - (1) Public Use Limitations.**
    - (aa) [§1175] In General.**
    - (bb) [§1176] Condemnation of Sport Franchise.**
  - (2) Statutory Authorization Required.**
    - (aa) [§1177] In General.**
    - (bb) [§1178] Private Person's Utility Easement.**
    - (cc) [§1179] Private Person's Repair Easement.**
  - (3) [§1180] Public Necessity Required.**
  - (4) [§1181] Extraterritorial Condemnation.**
- (b) Rights Included in Grant of Authority.**
  - (1) [§1182] Necessary Interests in Property.**
  - (2) [§1183] Property To Make Principal Use Effective.**
  - (3) [§1184] Acquisition of Remainder With Consent.**
  - (4) [§1185] Joint Exercise of Power.**
  - (5) [§1186] Acquisition by Gift, Purchase, Lease, or Other Means.**
- (c) [§1187] Future Use.**
- (d) Substitute Condemnation.**
  - (1) [§1188] In General.**
  - (2) [§1189] To Relocate Public Use.**
  - (3) [§1190] To Provide Utility Service or Access to Road.**
- (e) [§1191] Excess Condemnation.**
- (f) Property Appropriated to Public Use.**
  - (1) Condemnation for Compatible Joint Use.**

- (aa) [§1192] Nature of Power.
    - (bb) [§1193] Terms and Conditions of Joint Use.
  - (2) Condemnation for More Necessary Public Use.
    - (aa) [§1194] Nature of Power.
    - (bb) [§1195] Uses Presumed To Be More Necessary.
- 3. Precondemnation Activities.
  - (a) Preliminary Location, Survey, and Tests.
    - (1) [§1196] Right To Enter.
    - (2) [§1197] Entry Under Court Order.
    - (3) [§1198] Owner's Action for Damages.
  - (b) Resolution of Necessity.
    - (1) [§1199] Requirement.
    - (2) [§1200] Effect of Resolution.
    - (3) [§1201] Judicial Review.
    - (4) [§1202] Remedies If Proceeding Is Not Promptly Commenced.
    - (5) [§1203] Consent to Proceeding by Quasi-Public Entity.
- 4. Commencement of Proceeding.
  - (a) [§1204] Jurisdiction and Venue.
  - (b) [§1205] Parties.
  - (c) [§1206] Pleading.
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  - (e) Pretrial Settlement Offers.
    - (1) [§1208] In General.
    - (2) [§1209] Award of Litigation Expenses.
  - (f) [§1210] Alternative Dispute Resolution.
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- 5. Deposit and Possession Before Judgment.
  - (a) Deposit of Probable Compensation.
    - (1) [§1212] In General.
    - (2) [§1213] Procedure.
    - (3) [§1214] Deposit on Demand of Homeowner or Lessor.
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  - (b) Possession Prior to Judgment.
    - (1) [§1216] Application and Order.
    - (2) [§1217] Service of Order.
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- 5A. [§1218A] (New) Owner's Right to Leaseback.
- 6. Trial.
  - (a) [§1219] In General.
  - (b) [§1220] Contesting Right To Take.
  - (c) Determining Compensation.
    - (1) [§1221] In General.

(2) [§1222] Valuation of Divided Interests.

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(a) [§1223] Right to Compensation.

(b) [§1224] Date of Valuation.

(c) Compensation for Improvements to Realty.

(1) [§1225] In General.

(2) [§1226] Improvements Removed or Destroyed.

(3) [§1227] Improvements Made After Summons Is Served.

(d) [§1228] Compensation for Crops.

(e) Measure of Compensation for Property Taken.

(1) Fair Market Value.

(aa) [§1229] In General.

(bb) [§1230] Determining Market Value.

(cc) [§1231] Admissible Matters.

(dd) [§1232] Inadmissible Matters.

(ee) [§1233] Value of Easement.

(2) Changes Due to Imminence of Project.

(aa) [§1234] Project Enhancement.

(bb) [§1235] Condemnation Blight.

(f) Injury to Remainder.

(1) [§1236] Right to Compensation.

(2) Severance Damages.

(aa) [§1237] In General.

(bb) [§1238] Unity of Title.

(cc) [§1239] Contiguity.

(dd) [§1240] Unity of Use.

(3) Measure of Damages.

(aa) [§1241] In General.

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