

46. PRIVATE PROPERTY RIGHTS

We believe in the sanctity of private property and individual rights as provided by the U.S. Constitution, as the basis of American freedom and progress. Private property should be defined to include all land, timber or other valuable considerations associated with land ownership.

We support:

1. Developing and seeking legislation defining how private property rights are impacted by government regulations and takings. Such legislation should provide for compensation to affected property owners for a total or reasonably measurable partial loss of use of property resulting from governmental regulations and takings including expanded setback requirements.
2. Efforts to assist landowners when the rightful ownership of land is questioned by an organized group outside the control of the state in which the land was originally deeded. This assistance should include legal and financial assistance from the State of Illinois.
3. Allowing landowners to select who does the field tile repairs, at the cost of the utility company or government entity, on their land when private or public projects go through and damage their tile lines.
4. Legislation reforming Illinois law on the partition of property owned by heirs to provide due process protections like the Uniform Partition of Heirs Property Act.
5. The requirement that an individual must indicate how they are directly impacted by an issue when filing public comments on legislation, regulation, or related rules, to the county, to the State of Illinois, the U.S. Government, and/or their agencies.

We oppose:

1. Any effort to take away or transfer the right of a landowner to grant or deny easements especially on land where easements have previously been given for other purposes.
2. Legislation allowing the public access to private property without the consent of the property owner.