

*desirable in regard to public utilities and public and commercial facilities, but not to exceed \$4,000, except that if such amount exceeds \$2,000, such person must equally match any such amount in excess of \$2,000, in making the down payment.*

*12-205. Moving and relocation expenses.*

*(a) Generally.—Whenever the acquisition of real property for a program or project undertaken by a condemning authority in this State will result in the displacement of any person on or after the effective date of this act, the head of such condemning authority shall make a payment to any displaced person, upon proper application as approved by such condemning authority, for—*

*(1) Actual reasonable expenses in moving himself, his family, business, farm operation, or other personal property;*

*(2) Actual direct losses of tangible personal property as a result of moving or discontinuing a business or farm operation, but not to exceed an amount equal to the reasonable expenses that would have been required to relocate such property, as determined by the head of the agency; and*

*(3) Actual reasonable expenses in searching for a replacement business or farm.*

*(b) Election to accept fixed payment—Persons displaced from dwellings.—Any displaced person eligible for payments under subsection (a) of this section who is displaced from a dwelling and who elects to accept the payments authorized by this subsection in lieu of the payments authorized by subsection (a) of this section may receive a moving expense allowance, determined according to a schedule established by the condemning authority, not to exceed \$300; and a dislocation allowance of \$200.*

*(c) Same—Persons displaced from place of business or from farm operation.—Any displaced person eligible for payments under subsection (a) of this section who is displaced from his place of business or from his farm operation and who elects to accept the payment authorized by this subsection in lieu of the payment authorized by subsection (a) of this section, may receive a fixed payment in an amount equal to the average annual net earnings of the business or farm operation, except that such payment shall be not less than \$2,500 nor more than \$10,000. In the case of a business no payment shall be made under this subsection unless the condemning authority is satisfied that the business (1) cannot be relocated without a substantial loss of its existing patronage, and (2) is not a part of a commercial enterprise having at least one other establishment not being acquired by the condemning authority which is engaged in the same or similar business. For purposes of this subsection, the term “average annual net earnings” means one half of any net earnings of the business or farm operation, before federal, State, and local income taxes, during the two taxable years immediately preceding the taxable year in which such business or farm operation moves from the real property acquired for such project, or during such other period as the condemning authority determines to be more equitable for establishing such earnings, and includes any compensation paid by the business or farm operation to the owner, his spouse, or his dependents during such period.*