

**Hall of the House of Representatives**  
89th General Assembly - Regular Session, 2013  
**Amendment Form**

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**Subtitle of House Bill No. 1042**

TO AMEND THE LAWS CONCERNING EMINENT DOMAIN.

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**Amendment No. 1 to House Bill No. 1042**

Amend House Bill No. 1042 as originally introduced:

Page 1, delete lines 24 and 25, and substitute the following:  
"necessary for a public use by a public agency."

AND

Page 1, delete lines 33 and 34, and substitute the following:  
"(5) Pipeline companies;  
(6) Railroads; and  
(7) Other common carriers."

AND

Page 2, delete lines 2 through 6, and substitute the following:  
"(b) If an attempt is made to acquire real property through eminent domain for a public use, the property owner may request a judicial determination of whether the acquisition is for a public use."

AND

Page 2, delete line 9 and substitute the following:  
"domain.  
(f) This section does not apply to real property acquired by:  
(1) The State Highway Commission or the Arkansas State Highway and Transportation Department by eminent domain under § 27-67-301 et seq.; or  
(2) A county or municipality exclusively for the purpose of constructing, repairing, maintaining, or improving a roadway, street, road, or right-of-way within the county or municipality."



The Amendment was read \_\_\_\_\_

By: Representative Bell

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Chief Clerk