

1 State of Arkansas
2 92nd General Assembly
3 Regular Session, 2019
4

As Engrossed: S3/14/19

A Bill

SENATE BILL 279

5 By: Senator M. Pitsch
6 By: Representative Warren
7

For An Act To Be Entitled

9 AN ACT TO AMEND THE LAW CONCERNING CONDEMNATION
10 ACTIONS; TO AUTHORIZE THE CALCULATION OF ATTORNEY'S
11 FEES ON AN HOURLY BASIS; AND FOR OTHER PURPOSES.
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Subtitle

15 TO AMEND THE LAW CONCERNING CONDEMNATION
16 ACTIONS; AND TO AUTHORIZE THE CALCULATION
17 OF ATTORNEY'S FEES ON AN HOURLY BASIS.
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20 BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF ARKANSAS:
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22 *SECTION 1.* Arkansas Code § 27-67-317(b), concerning the compensation
23 awarded in an acquisition or condemnation of property proceeding, is amended
24 to read as follows:

25 (b) If the compensation finally awarded exceeds the amount of money
26 deposited by twenty percent (20%) or more, the court shall enter judgment
27 against the State of Arkansas and in favor of the party entitled thereto for
28 the amount of the deficiency and shall award the party entitled to judgment
29 its costs, expenses, and reasonable attorney's fees, calculated on an hourly
30 basis, incurred in preparing and conducting the final hearing and
31 adjudication, including without limitation the cost of appraisals and fees
32 for experts.
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35 /s/M. Pitsch
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