

1 State of Arkansas
2 91st General Assembly
3 Regular Session, 2017
4

A Bill

HOUSE BILL 1667

5 By: Representative Beck
6

For An Act To Be Entitled

8 AN ACT TO AMEND THE LAW CONCERNING A PROPERTY OWNER'S
9 BILL OF RIGHTS; AND FOR OTHER PURPOSES.
10

Subtitle

11 TO AMEND THE LAW CONCERNING A PROPERTY
12 OWNER'S BILL OF RIGHTS.
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17 BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF ARKANSAS:
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19 SECTION 1. Arkansas Code § 18-15-103(b)(6), concerning good faith
20 offers to buy private property before initiating a condemnation proceeding,
21 is amended to read as follows:

22 (6) An entity shall make a written good faith offer to buy the
23 property owner's private property before initiating a condemnation
24 proceeding;
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26 SECTION 2. Arkansas Code § 18-15-103(b)(11)(A), concerning costs,
27 expenses, and attorney's fees awarded to a property owner in a condemnation
28 proceeding, is amended to read as follows:

29 (11)(A) Except as provided in subdivision (b)(11)(B) of this
30 section, in a condemnation brought under the laws of this state, a property
31 owner shall be entitled to an award of the property owner's costs, expenses,
32 and reasonable attorney's fees incurred in preparing and conducting the final
33 hearing and adjudication, including without limitation the cost of appraisals
34 and fees for experts if the compensation ultimately awarded exceeds the
35 condemning entity's written good faith offer required under subdivision
36 (b)(6) of this section ~~initial assessment of the just compensation owed by~~



1 twenty percent (20%) or more.

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APPROVED: 03/28/2017