

1 State of Arkansas
2 80th General Assembly
3 Regular Session, 1995

A Bill

HOUSE BILL 1028

4 By: Representative M. Wilson
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For An Act To Be Entitled

8 "AN ACT TO AMEND ARKANSAS CODE 16-22-308 TO REQUIRE THE
9 AWARD OF ATTORNEY_S FEES IN CERTAIN CIVIL ACTIONS; AND FOR
10 OTHER PURPOSES."
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Subtitle

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13 "ATTORNEY_S FEES IN CERTAIN CIVIL
14 ACTIONS"
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16 BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF ARKANSAS:
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18 SECTION 1. Arkansas Code 16-22-308 is amended to read as follows:
19 "16-22-308. Attorney_s fees in certain civil actions.

20 In any civil action to recover on an open account, statement of
21 account, account stated, promissory note, bill, negotiable instrument, or
22 contract relating to the purchase or sale of goods, wares, or merchandise, or
23 for labor or services, or breach of contract, unless otherwise provided by
24 law or the contract which is the subject matter of the action, the prevailing
25 party shall be allowed a reasonable attorney_s fee to be assessed by the
26 court and *collected as costs, provided that no attorney's shall be assessed*
27 *or collected from public funds in actions under this act.*"
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29 SECTION 2. All provisions of this act of a general and permanent
30 nature are amendatory to the Arkansas Code of 1987 Annotated and the Arkansas
31 Code Revision Commission shall incorporate the same in the Code.
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33 SECTION 3. If any provision of this act or the application thereof to
34 any person or circumstance is held invalid, such invalidity shall not affect
35 other provisions or applications of the act which can be given effect without

1 the invalid provision or application, and to this end the provisions of this
2 act are declared to be severable.

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4 SECTION 4. All laws and parts of laws in conflict with this act are
5 hereby repealed.

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/s/Rep. M. Wilson

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