

Stricken language would be deleted from present law. Underlined language would be added to present law.

1 State of Arkansas  
2 81st General Assembly  
3 Regular Session, 1997

As Engrossed: H2/20/97

# A Bill

HOUSE BILL 1297

4  
5 *By: Representatives McGee and Ferguson*  
6  
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## For An Act To Be Entitled

9 "AN ACT TO AMEND ARKANSAS CODE 18-15-1201 CONCERNING THE  
10 DEFINITION OF <sup>Ⓢ</sup>RIGHT-OF-WAY<sup>■</sup> FOR PURPOSE OF THE EMINENT  
11 DOMAIN LAW FOR RAILROAD, TELEGRAPH, OR TELEPHONE  
12 COMPANIES; AND OR OTHER PURPOSES."  
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## Subtitle

14 "AN ACT CONCERNING THE DEFINITION OF  
15 <sup>Ⓢ</sup>RIGHT-OF-WAY<sup>■</sup> FOR PURPOSE OF THE  
16 EMINENT DOMAIN LAW FOR RAILROAD,  
17 TELEGRAPH, OR TELEPHONE COMPANIES."  
18  
19  
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21 BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF ARKANSAS:  
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23 SECTION 1. Arkansas Code 18-15-1201 is amended to read as follows:  
24 <sup>Ⓢ</sup>18-15-1201. Definition.

25 (a) The words <sup>Ⓢ</sup>right-of-way,<sup>■</sup> as used in this subchapter, shall be  
26 construed to mean and include all grounds necessary for side tracks, turnouts,  
27 depots, workshops, and water stations, ~~and other necessary buildings.~~  
28 However, <sup>Ⓢ</sup>side tracks<sup>■</sup> shall be limited to not more than five (5) side tracks  
29 one (1) mile long within a fifty (50) mile radius.

30 (b) <sup>Ⓢ</sup>Depots<sup>■</sup> mean buildings used primarily for the loading and  
31 unloading of passengers.  
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33 SECTION 2. All provisions of this act of a general and permanent nature  
34 are amendatory to the Arkansas Code of 1987 Annotated and the Arkansas Code  
35 Revision Commission shall incorporate the same in the Code.  
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1 SECTION 3. If any provision of this act or the application thereof to  
2 any person or circumstance is held invalid, such invalidity shall not affect  
3 other provisions or applications of the act which can be given effect without  
4 the invalid provision or application, and to this end the provisions of this  
5 act are declared to be severable.

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

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10 /s/Rep. McGee et al

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