

Stricken language would be deleted from and underlined language would be added to the law as it existed prior to this session of the General Assembly.

1 State of Arkansas
2 83rd General Assembly
3 Regular Session, 2001
4

As Engrossed: S3/6/01
A Bill

SENATE BILL 799

5 By: Senator Wooldridge
6
7

For An Act To Be Entitled

9 ARKANSAS CROP AND RESEARCH FACILITIES PROTECTION
10 ACT.

Subtitle

13 ARKANSAS CROP AND RESEARCH FACILITIES
14 PROTECTION ACT.

15
16
17 BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF ARKANSAS:

18
19 SECTION 1. This act shall be known and may be cited as the "Arkansas
20 Crop and Research Facilities Protection Act".

21
22 SECTION 2. (a) Any person or entity who willfully and knowingly
23 damages or destroys any field crop product that is grown for personal or
24 commercial purposes, or for testing or research purposes in the context of a
25 product development program in conjunction or coordination with a private
26 research facility or a university or any federal, state, or local government
27 agency, shall be liable for twice the value of the crop damaged or destroyed.

28 (b) In awarding damages under this section, the courts shall consider
29 the market value of the crop prior to damage or destruction, and production,
30 research, testing, replacement, and crop development costs directly related
31 to the crop that has been damaged or destroyed as part of the value of the
32 crop.

33 (c) Damages available under this section shall be limited to twice the
34 market value of the crop prior to damage or destruction plus twice the actual
35 damages involving production, research, testing, replacement, and crop
36 development costs directly related to the crop that has been damaged or

1 destroyed.

2

3 SECTION 3. This act shall not apply to any persons or entities when
4 performing construction, land improvements, or excavation work in or upon any
5 public right-of-way, public easement or utility easement, or who in good
6 faith believe they are in or upon the right-of-way or easement.

7

/s/ Woolbridge

8

9

10

11

12

13

14

15

16

17

18

19

20

21

22

23

24

25

26

27

28

29

30

31

32

33

34

35

36