

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 85th General Assembly
3 Regular Session, 2005

A Bill

HOUSE BILL 2479

4
5 By: Representative Verkamp
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For An Act To Be Entitled

8
9 AN ACT TO AMEND PROVISIONS OF THE CIVIL JUSTICE
10 REFORM ACT OF 2003; AND FOR OTHER PURPOSES.
11

Subtitle

12
13 AN ACT TO AMEND PROVISIONS OF THE CIVIL
14 JUSTICE REFORM ACT OF 2003.
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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 § 16-55-201(c)(1), concerning the
20 determination of the amount of judgments against defendants, is amended to
21 read as follows:

22 (c)~~(1)~~ To determine the amount of judgment to be entered against each
23 defendant, the court shall multiply the total amount of compensatory damages
24 awarded to the plaintiff recoverable by the plaintiff with regard to each
25 ~~defendant~~ by the percentage of each defendant's fault, and that amount shall
26 be the maximum recoverable against that defendant.
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28 SECTION 2. Arkansas Code § 16-55-208(c) is amended to read as follows:

29 (c)(1) As to the punitive damages limitations established in
30 subsection (a) of this section, the fixed sums of two hundred fifty thousand
31 dollars (\$250,000) set forth in subdivision (a)(1) of this section and one
32 million dollars (\$1,000,000) set forth in subdivision (a)(2) of this section
33 shall be adjusted as of the effective date of subdivision (c)(2) of this
34 section, January 1, 2006, and at ~~three-year~~ one-year intervals thereafter, in
35 accordance with the Consumer Price Index rate for the previous year as
36 determined by the Administrative Office of the Courts.



1 (2) The adjustment of the punitive damages limitations under
2 subdivision (c)(1) of this section shall not apply to judgments or orders
3 issued prior to the adjustment date.

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5 SECTION 3. Arkansas Code § 16-55-212(a), concerning compensatory
6 damages, is amended to read as follows:

7 (a) Section 16-55-201 et seq. and §§ 16-114-206(a), 16-114-208(a), 16-
8 114-208(c)(1), 16-114-209, and 16-114-210 - 16-114-212 do not limit the
9 amount of compensatory damages that may be awarded.

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