

State of Arkansas
95th General Assembly
Regular Session, 2025

A Bill

HOUSE BILL 1830

By: Representative M. Shepherd
By: Senator K. Hammer

For An Act To Be Entitled

AN ACT TO AMEND THE LAW CONCERNING THE ATTORNEY
GENERAL; TO AMEND THE LAW CONCERNING THE PROCUREMENT
OF CONTINGENCY FEE CONTRACTS BY THE ATTORNEY GENERAL;
AND FOR OTHER PURPOSES.

Subtitle

TO AMEND THE LAW CONCERNING THE ATTORNEY
GENERAL; AND TO AMEND THE LAW CONCERNING
THE PROCUREMENT OF CONTINGENCY FEE
CONTRACTS BY THE ATTORNEY GENERAL.

BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF ARKANSAS:

SECTION 1. Arkansas Code § 25-16-714(f)-(i), concerning the
procurement of contingency fee contracts, are amended to read as follows:

(f) ~~A contingency fee shall not be based on penalties or civil fines
awarded or any amounts attributable to penalties or civil fines.~~

~~(g)~~ The Attorney General shall not enter into a contingency fee
contract unless the following requirements are met throughout the contract
period and any extensions of the contract period:

(1) The government attorneys shall retain complete control over
the course and conduct of the case;

(2) A government attorney with supervisory authority shall be
personally involved in overseeing the litigation;

(3) The government attorneys shall retain the authority to reject
any decisions made by outside counsel;

(4) A defendant that is the subject of the litigation may contact



1 the lead government attorneys directly without having to confer with
2 contingency fee counsel;

3 (5) A government attorney with supervisory authority for the case
4 shall attend all settlement conferences; and

5 (6) Decisions regarding settlement of the case shall be left
6 exclusively to the discretion of the government attorneys and the Attorney
7 General.

8 ~~(h)~~(g) The Attorney General shall develop a standard addendum to each
9 contingency fee contract that shall be used in all cases and shall describe
10 in detail the responsibilities of the contracted private attorney and the
11 Attorney General, including without limitation the requirements under
12 subsection ~~(g)~~(f) of this section.

13 ~~(i)~~(h) This section does not expand the authority of the Attorney
14 General to enter into a contract that the Attorney General does not otherwise
15 have the authority to execute.

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18 **APPROVED: 4/16/25**
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