

# Hall of the House of Representatives

87th General Assembly - Regular Session, 2009

## Amendment Form

\*\*\*\*\*

### Subtitle of House Bill No. 2053

"TO AMEND EMINENT DOMAIN LAW CONCERNING THE COMPENSATION PAID BY A  
CONDEMNING ENTITY."

\*\*\*\*\*

### Amendment No. 1 to House Bill No. 2053.

Amend House Bill No. 2053 as originally introduced:

Delete everything after the enacting clause and substitute the following:

"SECTION 1. Arkansas Code Title 18, Chapter 15, Subchapter 1 is amended to add an additional section to read as follows:

18-15-103. Compensation to property owner.

(a) Before filing an eminent domain action, the State of Arkansas or any of its agencies or departments shall negotiate in good faith with the property owner to purchase the property at fair market value.

(b) If the compensation ordered by the court in the eminent domain action is ten percent (10%) or more than the amount offered by the state or agency or department, the state or agency or department shall be ordered by the court to pay all expenses incurred by the property owner in connection with the eminent domain action, including without limitation attorney's fees, litigation expenses, and costs."



The Amendment was read \_\_\_\_\_

By: Representative Dismang  
KLL/YTC - 03-23-2009 15:14  
KLL282

\_\_\_\_\_  
Chief Clerk