

1 State of Arkansas  
2 95th General Assembly  
3 Regular Session, 2025  
4

# A Bill

HOUSE BILL 1830

5 By: Representative M. Shepherd  
6 By: Senator K. Hammer  
7

## For An Act To Be Entitled

9 AN ACT TO AMEND THE LAW CONCERNING THE ATTORNEY  
10 GENERAL; TO AMEND THE LAW CONCERNING THE PROCUREMENT  
11 OF CONTINGENCY FEE CONTRACTS BY THE ATTORNEY GENERAL;  
12 AND FOR OTHER PURPOSES.  
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## Subtitle

15 TO AMEND THE LAW CONCERNING THE ATTORNEY  
16 GENERAL; AND TO AMEND THE LAW CONCERNING  
17 THE PROCUREMENT OF CONTINGENCY FEE  
18 CONTRACTS BY THE ATTORNEY GENERAL.  
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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 § 25-16-714(f)-(i), concerning the  
24 procurement of contingency fee contracts, are amended to read as follows:

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

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

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

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

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

36 (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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