

State of Arkansas
91st General Assembly
Regular Session, 2017

A Bill

HOUSE BILL 1667

By: Representative Beck

For An Act To Be Entitled

AN ACT TO AMEND THE LAW CONCERNING A PROPERTY OWNER'S
BILL OF RIGHTS; AND FOR OTHER PURPOSES.

Subtitle

TO AMEND THE LAW CONCERNING A PROPERTY
OWNER'S BILL OF RIGHTS.

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

SECTION 1. Arkansas Code § 18-15-103(b)(6), concerning good faith offers to buy private property before initiating a condemnation proceeding, is amended to read as follows:

(6) An entity shall make a written good faith offer to buy the property owner's private property before initiating a condemnation proceeding;

SECTION 2. Arkansas Code § 18-15-103(b)(11)(A), concerning costs, expenses, and attorney's fees awarded to a property owner in a condemnation proceeding, is amended to read as follows:

(11)(A) Except as provided in subdivision (b)(11)(B) of this section, in a condemnation brought under the laws of this state, a property owner shall be entitled to an award of the property owner's costs, expenses, and reasonable attorney's fees incurred in preparing and conducting the final hearing and adjudication, including without limitation the cost of appraisals and fees for experts if the compensation ultimately awarded exceeds the condemning entity's written good faith offer required under subdivision (b)(6) of this section ~~initial assessment of the just compensation owed~~ by



twenty percent (20%) or more.

APPROVED: 03/28/2017