

Stricken language would be deleted from and underlined language would be added to present law.

State of Arkansas  
92nd General Assembly  
Regular Session, 2019

As Engrossed: S3/14/19  
**A Bill**

SENATE BILL 279

By: Senator M. Pitsch  
By: Representative Warren

### **For An Act To Be Entitled**

AN ACT TO AMEND THE LAW CONCERNING CONDEMNATION  
ACTIONS; TO AUTHORIZE THE CALCULATION OF ATTORNEY'S  
FEES ON AN HOURLY BASIS; AND FOR OTHER PURPOSES.

### **Subtitle**

TO AMEND THE LAW CONCERNING CONDEMNATION  
ACTIONS; AND TO AUTHORIZE THE CALCULATION  
OF ATTORNEY'S FEES ON AN HOURLY BASIS.

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

*SECTION 1.* Arkansas Code § 27-67-317(b), concerning the compensation awarded in an acquisition or condemnation of property proceeding, is amended to read as follows:

(b) If the compensation finally awarded exceeds the amount of money deposited by twenty percent (20%) or more, the court shall enter judgment against the State of Arkansas and in favor of the party entitled thereto for the amount of the deficiency and shall award the party entitled to judgment its costs, expenses, and reasonable attorney's fees, calculated on an hourly basis, incurred in preparing and conducting the final hearing and adjudication, including without limitation the cost of appraisals and fees for experts.

*/s/M. Pitsch*

