

SENATE CHAMBER

STATE OF OKLAHOMA

DISPOSITION BY SENATE

FLOOR AMENDMENT

No. _____

(Date)

Mr./Madame President:

I move to amend House Bill No. 3335, Page 1, Line 22½, as follows:

By inserting a new SECTION 2 to read as follows, and by renumbering subsequent sections.

SECTION 2. NEW LAW A new section of law to be codified in the Oklahoma Statutes as Section 1203.1 of Title 69, unless there is created a duplication in numbering, reads as follows:

If the Department of Transportation, when exercising its authority to acquire property by condemnation or eminent domain as authorized by law, is the party demanding a jury trial, and the award of the jury is not at least ten percent (10%) more favorable to the Department than the assessment of the commissioners, the owner of any right, title, or interest in the property shall be paid such sums as in the opinion of the court will reimburse such owner for reasonable attorney, appraisal, and engineering fees and any other reasonable expert fees or costs actually incurred because of the condemnation proceedings. Such determination by the court shall be appealable to the Supreme Court in the same manner as any other final order.

Submitted by:

Senator Clark Jolley

Jolley-FA-JK-HB3335
4/7/2008 4:01 PM