

# ADOPTED



NORTH CAROLINA GENERAL ASSEMBLY  
AMENDMENT  
House Bill 272

AMENDMENT NO. A1  
(to be filled in by  
Principal Clerk)

H272-AMN-1 [v.2]

Page 1 of 1

Comm. Sub. [YES]  
Amends Title [NO]  
Third Edition

Date \_\_\_\_\_, 2013

Representative Stam

- 1 moves to amend the bill on page 1, line 17, by adding the designation "(a)" at the beginning of
- 2 the line and before the word "The";
- 3 and on page 1, lines 21 through 31, by rewriting those lines to read,
- 4 "(b) The court having jurisdiction of the condemnation action instituted by the Department
- 5 of Transportation to acquire real property by condemnation shall award the owner of any right,
- 6 or title to, or interest in, such real property such sum as will in the opinion of the court
- 7 reimburse such owner for his reasonable cost, disbursements, and expenses, including
- 8 reasonable attorney fees, appraisal, and engineering fees, actually incurred because of the
- 9 condemnation proceedings, ~~if (i) the~~ if any of the following apply:
- 10 (1) The final judgment is that the Department of Transportation cannot acquire
- 11 real property by condemnation; or (ii) the condemnation.
- 12 (2) The proceeding is abandoned by the Department of Transportation.
- 13 (3) The final judgment exceeds the amount of the initial deposit by twenty-five
- 14 percent (25%) or more. Attorneys' fees awarded pursuant to this subdivision
- 15 shall not exceed one-third of the difference between the judgment award,
- 16 plus interest, and the initial deposit."
- 17 and on page 1, line 32, by adding the designation "(c)" at the beginning of the line and before
- 18 the word "The".

SIGNED \_\_\_\_\_  
Amendment Sponsor

SIGNED \_\_\_\_\_  
Committee Chair if Senate Committee Amendment

**The official copy of this document, with signatures  
and vote information, is available in the  
House Principal Clerk's Office**



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