

By: Representatives McMillan, Yancey

To: Judiciary A

HOUSE BILL NO. 766

1 AN ACT TO AMEND SECTION 11-27-89, MISSISSIPPI CODE OF 1972,
2 TO INCREASE THE COMPENSATION PAID BY A COURT TO APPRAISERS FOR
3 SERVICES RENDERED; AND FOR RELATED PURPOSES.

4 BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF MISSISSIPPI:

5 **SECTION 1.** Section 11-27-89, Mississippi Code of 1972, is
6 amended as follows:

7 11-27-89. The appraiser shall receive as compensation for
8 his services such sum, plus expenses, as the court allows, which
9 shall be taxed as cost in the proceedings. The sum allowed shall
10 be based upon the degree of difficulty and the time required to
11 perform the appraisal, but may not exceed * * * Two Thousand Five
12 Hundred Dollars (\$2,500.00) unless, in the opinion of the court,
13 special circumstances warrant a greater sum. An order granting a
14 sum greater than * * * Two Thousand Five Hundred Dollars
15 (\$2,500.00) must describe in detail the special circumstances that
16 warrant payment of a greater sum.

17 The making of a deposit by the plaintiff or the withdrawal of
18 said deposit by the defendant or defendants shall not prejudice



19 the right of any party to a trial by jury in the special court of
20 eminent domain to determine the fair market value of the property
21 to be condemned and the damages, if any, to the remainder if less
22 than the whole is taken, as provided in Sections 11-27-1 through
23 11-27-49, Mississippi Code of 1972.

24 **SECTION 2.** This act shall take effect and be in force from
25 and after July 1, 2025.

