

Stricken language would be deleted from and underlined language would be added to present law.
Act 288 of the Regular Session

State of Arkansas
92nd General Assembly
Regular Session, 2019

As Engrossed: S2/20/19
A Bill

HOUSE BILL 1182

By: Representative C. Fite

By: Senator M. Pitsch

For An Act To Be Entitled

AN ACT TO AMEND THE LAW CONCERNING DISTRACTED
DRIVING; TO MAKE THE USE OF A HANDHELD WIRELESS
TELEPHONE IN A SCHOOL ZONE A PRIMARY OFFENSE; AND FOR
OTHER PURPOSES.

Subtitle

TO AMEND THE LAW CONCERNING DISTRACTED
DRIVING; AND TO MAKE THE USE OF A
HANDHELD WIRELESS TELEPHONE IN A SCHOOL
ZONE A PRIMARY OFFENSE.

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

SECTION 1. Arkansas Code § 27-51-1605 is amended to read as follows:
27-51-1605. Enforcement.

Except as provided under § 27-51-1609, A a driver of a motor vehicle is
not to be stopped or detained solely to determine compliance with this
subchapter.

SECTION 2. Arkansas Code § 27-51-1609 is amended to read as follows:
27-51-1609. Restrictions in school zones.

(a) Except as provided under subsection (b) of this section, a driver
of a motor vehicle shall not use a handheld wireless telephone while
operating a motor vehicle when passing a school building or school zone
during school hours when children are present and outside the building.

(b) A driver of a motor vehicle who is passing a school building or



school zone during school hours when children are present and outside the building may use a handheld wireless telephone while operating a motor vehicle for an emergency purpose.

(c) This section does not apply to a law enforcement ~~officers~~ officer engaged in the performance of his or her official duties.

(d) A law enforcement officer may stop or detain a driver of a motor vehicle solely to determine compliance with this section.

/s/C. Fite

APPROVED: 3/1/19