

State of Arkansas
92nd General Assembly
Regular Session, 2019

As Engrossed: H3/13/19
A Bill

HOUSE BILL 1448

By: Representative Watson

For An Act To Be Entitled

AN ACT TO AMEND THE LAW CONCERNING MOTOR CARRIERS; TO
CLARIFY A DRIVER'S WORKER STATUS IN CERTAIN
SITUATIONS; AND FOR OTHER PURPOSES.

Subtitle

TO AMEND THE LAW CONCERNING MOTOR
CARRIERS; AND TO CLARIFY A DRIVER'S
WORKER STATUS IN CERTAIN SITUATIONS.

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

SECTION 1. Arkansas Code Title 23, Chapter 13, Subchapter 1, is amended to add an additional section to read as follows:

23-13-101. Use of motor carrier safety improvement – Worker status unchanged.

(a) As used in this section:

(1) "Motor carrier safety improvement" means any device, equipment, software, technology, procedure, training, policy, program, or operational practice intended and primarily used to improve or facilitate:

(A) Compliance with traffic safety or motor carrier safety laws;

(B) Motor vehicle safety;

(C) The safety of an operator of a motor vehicle; or

(D) The safety of a third-party public roadway user; and

(2) "Worker status" means the classification under any state law of a motor vehicle driver who engages in the transportation of property for compensation as an agent, employee, jointly employed employee, borrowed



servant or independent contractor for a motor carrier.

(b) The deployment, implementation, or use of a motor carrier safety improvement by, or as required by, a motor carrier or its related entity, including by contract, does not, in whole or in part, affect, impact, or change the worker status of a driver.

/s/Watson

APPROVED: 4/8/19