

Stricken language would be deleted from and underlined language would be added to present law.

State of Arkansas
91st General Assembly
Regular Session, 2017

As Engrossed: S2/23/17 S2/28/17
A Bill

SENATE BILL 144

By: Senator Bond
By: Representative Tucker

For An Act To Be Entitled

AN ACT TO ENHANCE THE PENALTIES FOR ENGAGING IN
WIRELESS INTERACTIVE COMMUNICATION WHILE OPERATING A
MOTOR VEHICLE IN CERTAIN CIRCUMSTANCES; AND FOR OTHER
PURPOSES.

Subtitle

TO ENHANCE THE PENALTIES FOR ENGAGING IN
WIRELESS INTERACTIVE COMMUNICATION WHILE
OPERATING A MOTOR VEHICLE IN CERTAIN
CIRCUMSTANCES.

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

SECTION 1. Arkansas Code Title 27, Chapter 51, Subchapter 15, is amended to add an additional section to read as follows:

27-51-1507. Additional Penalties – Collision or accident.

If a person pleads guilty or nolo contendere to or the finder of fact determines that the person was involved in a collision or accident resulting in property damage, physical injury or death to a person while in violation of this subchapter, a court may in addition to any other sentence assess an additional fine of:

(1) No less than one hundred fifty dollars (\$150) and no more than one thousand dollars (\$1,000) for the first offense;

(2) No less than four hundred dollars (\$400) and no more than three thousand dollars (\$3,000) for the second offense occurring within five (5) years of the first offense; and



(3) No less than nine hundred dollars (\$900) and no more than five thousand dollars (\$5,000) for the third or subsequent offense occurring within five (5) years of the first offense.

SECTION 2. Arkansas Code § 27-51-1607(a)(1), concerning the penalties for distracted driving, is amended to read as follows:

(a)(1) Except for a person involved in a collision or accident under § 27-51-1611 ~~For a first offense under this subchapter,~~ a person shall be issued a citation that is a warning citation, and no court appearance is required and no penalty shall be imposed by the court for a first offense under this subchapter.

SECTION 3. Arkansas Code Title 27, Chapter 51, Subchapter 16, is amended to add an additional section to read as follows:

27-51-1611. Additional Penalties – Collision or accident.

If a person pleads guilty or nolo contendere to or the finder of fact determines that the person was involved in a collision or accident resulting in property damage, physical injury or death to a person while in violation of this subchapter, a court may in addition to any other sentence assess an additional fine of:

(1) No less than one hundred fifty dollars (\$150) and no more than one thousand dollars (\$1,000) for the first offense;

(2) No less than four hundred dollars (\$400) and no more than three thousand dollars (\$3,000) for the second offense occurring within five (5) years of the first offense; and

(3) No less than nine hundred dollars (\$900) and no more than five thousand dollars (\$5,000) for the third or subsequent offense occurring within five (5) years of the first offense.

/s/Bond