

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

State of Arkansas
92nd General Assembly
Regular Session, 2019

As Engrossed: S3/11/19

A Bill

SENATE BILL 208

By: Senator Bond

For An Act To Be Entitled

AN ACT TO AMEND THE LAW CONCERNING DISTRACTED DRIVING; TO MAKE THE USE OF A WIRELESS TELEPHONE BY CERTAIN DRIVERS A PRIMARY OFFENSE; AND FOR OTHER PURPOSES.

Subtitle

TO AMEND THE LAW CONCERNING DISTRACTED DRIVING; AND TO MAKE THE USE OF A WIRELESS TELEPHONE BY CERTAIN DRIVERS A PRIMARY OFFENSE.

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

SECTION 1. Arkansas Code § 27-51-1506(a), concerning penalties under Paul's Law: To Prohibit Drivers From Using a Wireless Communications Device While Operating a Motor Vehicle, is amended to read as follows:

(a)(1) A violation of this subchapter is punishable by a fine of not less than twenty-five dollars (\$25.00) nor more than two hundred fifty dollars (\$250) for the first offense.

(2) Each subsequent violation of this subchapter is punishable by a fine of not less than twenty-five (\$25.00) nor more than five hundred dollars (\$500).

SECTION 2. Arkansas Code § 27-51-1605, as amended by 2019 Acts No. 288, is repealed.

~~*27-51-1605.—Enforcement.*~~

~~*Except as provided under § 27-51-1609, a driver of a motor vehicle is*~~



~~not to be stopped or detained solely to determine compliance with this subchapter.~~

SECTION 3. Arkansas Code § 27-51-1607(a), concerning penalties under the Fewer Distractions Mean Safer Driving Act, is amended to read as follows:

(a)(1) A violation of this subchapter is punishable by a fine of not less than twenty-five dollars (\$25.00) nor more than two hundred fifty dollars (\$250) for the first offense.

(2) Each subsequent violation of this subchapter is punishable by a fine of not less than twenty-five dollars (\$25.00) nor more than five hundred dollars (\$500).

SECTION 4. Arkansas Code § 27-51-1609(d), as amended by 2019 Acts No. 288, concerning restrictions in school zones is repealed.

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

SECTION 5. Arkansas Code § 27-51-1610, concerning wireless telephone use in highway work zones, is amended to add an additional subsection to read as follows:

(d) A law enforcement officer may not stop or detain a driver of a motor vehicle solely to determine compliance with this section.

/s/Bond