

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

State of Arkansas  
93rd General Assembly  
Regular Session, 2021

# A Bill

HOUSE BILL 1022

By: Representative C. Fite

By: Senator L. Eads

## For An Act To Be Entitled

AN ACT TO AMEND THE LAW CONCERNING WHEN LIGHTED LAMPS  
ARE REQUIRED ON CERTAIN TYPES OF VEHICLES AND  
VESSELS; AND FOR OTHER PURPOSES.

### Subtitle

TO AMEND THE LAW CONCERNING WHEN LIGHTED  
LAMPS ARE REQUIRED ON CERTAIN TYPES OF  
VEHICLES AND VESSELS.

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

SECTION 1. Arkansas Code § 22-4-113(c), concerning the use of certain vehicles by a person who has a disability document and a valid driver's license, is amended to read as follows:

(c) An all-terrain vehicle or golf cart that is operated between the time from one-half ( $\frac{1}{2}$ ) hour after sunset and one-half ( $\frac{1}{2}$ ) hour before to sunrise or any other time when there is insufficient light to render clearly discernible persons at a distance of five hundred feet (500') shall have proper lights on the all-terrain vehicle or golf cart.

SECTION 2. Arkansas Code § 27-21-106(a)(2)(B), concerning the unlawful operation of an all-terrain vehicle on a public street or highway, is amended to read as follows:

(B)(i) An all-terrain vehicle may cross a divided highway only at an intersection of the highway with another public street or highway.

(ii) In crossings made between the hours time from



~~one-half ( $\frac{1}{2}$ ) hour after sunset to one-half ( $\frac{1}{2}$ ) hour before sunrise or in conditions of reduced visibility, the crossing may be made only with both front and rear lights turned on;~~

SECTION 3. Arkansas Code § 27-21-107(b)(2), concerning the operation of an all-terrain vehicle by a minor, is amended to read as follows:

(2) During Between the hours time from ~~one-half ( $\frac{1}{2}$ ) hour after sunset to one-half ( $\frac{1}{2}$ ) hour before sunrise~~ without displaying a lighted headlight and a lighted taillight.

SECTION 4. Arkansas Code §27-36-204(a)(1), concerning times when lighted lamps are required, is amended to read as follows:

(a)(1) Every vehicle, except motorcycles and motor-driven cycles, upon a highway within this state ~~at any~~ between the time from ~~one-half ( $\frac{1}{2}$ ) hour after sunset to one-half ( $\frac{1}{2}$ ) hour before sunrise~~ and at any other time when there is not sufficient light to render clearly discernible persons and vehicles on the highway at a distance of five hundred feet (500') ahead shall display lighted lamps and illuminating devices as respectively required for different classes of vehicles, subject to exceptions with respect to parked vehicles as stated.

SECTION 5. Arkansas Code § 27-37-205(a), concerning vehicles required to carry flares or other warning devices, is amended to read as follows:

(a) No person shall operate any motor truck, passenger bus, truck tractor, or any motor vehicle towing a house trailer upon any highway outside the corporate limits of municipalities ~~at any~~ between the time from ~~one-half ( $\frac{1}{2}$ ) hour after sunset to one-half ( $\frac{1}{2}$ ) hour before sunrise~~ unless there shall be carried in the vehicle the following equipment except as provided in subsection (b) of this section:

(1)(A) At least three (3) flares, three (3) red electric lanterns, or three (3) portable red emergency reflectors, each of which shall be capable of being seen and distinguished at a distance of not less than six hundred feet (600') under normal atmospheric conditions at nighttime; ~~and~~

(B)(i) No flare, fuse, electric lantern, or cloth warning flag shall be used for the purpose of compliance with the requirements of this subsection unless the equipment is of a type ~~which~~ that has been

submitted to the commissioner Secretary of the Department of Finance and Administration and approved by him or her; and.

(ii) No portable reflector unit shall be used for the purpose of compliance with the requirements of this subsection unless it is so designed and constructed as to be capable of reflecting red light clearly visible from all distances within six hundred feet (600') to one hundred feet (100') under normal atmospheric conditions at night when directly in front of lawful upper beams of headlamps and unless it is of a type which that has been submitted to the commissioner secretary and approved by him or her;

(2) At least three (3) red-burning fusees, unless red electric lanterns or red portable emergency reflectors are carried; and

(3) At least two (2) red cloth flags, not less than twelve inches (12") square, with standards to support the flags.

SECTION 6. Arkansas Code § 27-101-202(6), concerning restrictions on operating a motorboat or vessel, is amended to read as follows:

(6) Shall operate a vessel on any waters of this state towing a person on water skis, or an aquaplane or similar device, nor shall any person engage in water skiing, aquaplaning, or similar activity ~~at any time~~ between the hours ~~time~~ from ~~one-half (½) hour~~ after sunset to ~~one-half (½) hour~~ before sunrise. However, the provisions of this subdivision (6) do not apply to night water skiing or aquaplaning on controlled areas designated for those purposes where adequate lighting is provided;