

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

State of Arkansas  
94th General Assembly  
Regular Session, 2023

# A Bill

HOUSE BILL 1561

By: Representative C. Fite  
By: Senator J. English

## For An Act To Be Entitled

AN ACT TO AMEND THE LAW CONCERNING THE PENALTIES FOR MOVING VIOLATIONS IN HIGHWAY WORK ZONES; TO CREATE ADDITIONAL PENALTIES FOR TRAFFIC VIOLATIONS RESULTING IN INJURY OR DEATH OF CONSTRUCTION PERSONNEL; AND FOR OTHER PURPOSES.

## Subtitle

TO AMEND THE LAW CONCERNING THE PENALTIES FOR MOVING VIOLATIONS IN HIGHWAY WORK ZONES; AND TO CREATE ADDITIONAL PENALTIES FOR TRAFFIC VIOLATIONS RESULTING IN INJURY OR DEATH OF CONSTRUCTION PERSONNEL.

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

SECTION 1. Arkansas Code Title 27, Chapter 50, Subchapter 4, is amended to add an additional section to read as follows:

27-50-409. Injury to construction personnel - Penalties - Definitions.

(a) As used in this section:

(1) "Construction personnel" means an employee of the Arkansas Department of Transportation or the counties or municipalities of this state or a contractor of the State Highway Commission or the counties or municipalities of this state; and

(2) "Highway work zone" means the area upon or adjacent to any highway, road, or street of this state where construction, reconstruction,



maintenance, or any other type of work is being performed by a construction personnel.

(b) A person who commits a moving traffic violation while the person is driving through a highway work zone in this state upon conviction is guilty of a:

(1) Class A misdemeanor, in the event the moving traffic violation results in physical injury to a member of construction personnel; and

(2) Class C felony, in the event the moving traffic violation results in the death of a member of construction personnel.