

Stricken language would be deleted from and underlined language would be added to the law as it existed prior to this session of the General Assembly.

1 State of Arkansas  
2 84th General Assembly  
3 Regular Session, 2003  
4

As Engrossed: S3/19/03

# A Bill

Act 950 of 2003  
HOUSE BILL 1707

5 By: Representatives Hardwick, Dangeau, Jackson  
6 By: Senator Bisbee  
7

## For An Act To Be Entitled

10 AN ACT TO REQUIRE THAT THE DRIVER OF A MOTOR  
11 VEHICLE INVOLVED IN AN ACCIDENT TO BE TESTED FOR  
12 THE PRESENCE OF DRUGS; AND FOR OTHER PURPOSES.  
13

### Subtitle

15 AN ACT TO REQUIRE THAT THE DRIVER OF A  
16 MOTOR VEHICLE INVOLVED IN AN ACCIDENT TO  
17 BE TESTED FOR THE PRESENCE OF DRUGS.  
18  
19

20 BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF ARKANSAS:  
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22 SECTION 1. Arkansas Code 5-65-208(a), concerning testing a driver  
23 involved in an accident for alcohol and drugs, is amended to read as follows:

24 (a) When the driver of a motor vehicle is involved in an accident  
25 resulting in loss of human life, or where there is reason to believe death  
26 may result, and there exists probable cause to believe that the driver is  
27 guilty of a violation of the state's law prohibiting driving while under the  
28 influence, in addition to penalties established elsewhere under state law, a  
29 test or tests of the driver's blood, breath, or urine ~~must~~ shall be  
30 administered to the driver, including those even if fatally injured, to  
31 determine the presence of and percentage of concentration of alcohol or drugs  
32 or both, in ~~such~~ the person's body.  
33

34 /s/ Hardwick  
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APPROVED: 3/31/2003



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