

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

# A Bill

HOUSE BILL 2184

4  
5 By: Representative House  
6 By: Senator Higginbothom

## For An Act To Be Entitled

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10 AN ACT TO AUTHORIZE CERTAIN PUBLIC SERVICE AND  
11 UTILITY VEHICLES TO STOP AND PARK UPON THE  
12 ROADWAY FOR A REASONABLE TIME TO PERFORM THE  
13 PUBLIC SERVICE; AND FOR OTHER PURPOSES.

## Subtitle

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16 TO ALLOW CERTAIN PUBLIC SERVICE AND  
17 UTILITY VEHICLES TO STOP AND PARK UPON  
18 THE ROADWAY FOR A REASONABLE TIME TO  
19 PERFORM THE PUBLIC SERVICE.

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

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24 SECTION 1. Arkansas Code § 27-51-1303 is amended to read as follows:  
25 27-51-1303. Stopping, standing, or parking outside of business or  
26 residence district.

27 (a)(1) Upon any highway outside of a business or residence district,  
28 no person shall stop, park, or leave standing any vehicle, whether attended  
29 or unattended, upon the paved or main-traveled part of the highway when it is  
30 practicable to stop, park, or leave the vehicle off such part of the highway.  
31 In every event, an unobstructed width of the highway opposite a standing  
32 vehicle shall be left for the free passage of other vehicles, and a clear  
33 view of the stopped vehicles shall be available from a distance of two  
34 hundred feet (200') in each direction upon the highway.

35 (2)~~(A)~~ Any driver who shall violate the provisions of this  
36 section shall be liable for any damages of which the violation is the



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1 proximate cause.

2 ~~(B) Any driver whose vehicle unavoidably collides with a~~  
3 ~~vehicle that was stopped in violation of this section shall be relieved of~~  
4 ~~any liability for damages to any party.~~

5 (3) This subsection shall not apply to:

6 (A) Employees ~~employees~~ or vehicles of the Arkansas State  
7 Highway and Transportation Department engaged in necessary construction,  
8 maintenance, or repair of the highways, ~~nor to;~~

9 (B) Authorized ~~authorized~~ emergency vehicles on emergency  
10 trips, such as police vehicles on duty, fire vehicles on calls, or ambulances  
11 and wreckers engaged in the removal of persons or vehicles from the traveled  
12 part of the highway; ~~or~~

13 (C) Public utility or service vehicles of any type,  
14 including, but not limited to, mail delivery, overnight couriers, electric or  
15 gas utility, or solid waste collection if the utility or service vehicles are  
16 at least one-half (½) outside the designated lane and remain on the highway  
17 only for the time reasonably necessary to perform the required service.

18 (b) This section shall not apply to the driver of any vehicle which is  
19 disabled while on the paved or main-traveled portion of a highway in a manner  
20 and to an extent that it is impossible to avoid stopping and temporarily  
21 leaving the disabled vehicle in that position.

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