

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

A Bill

HOUSE BILL 2294

5 By: Representative Lamoureux
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For An Act To Be Entitled

9 AN ACT TO ADD INTOXICANTS TO THE IMPLIED CONSENT
10 LAW; AND FOR OTHER PURPOSES.

Subtitle

13 AN ACT TO ADD INTOXICANTS TO THE IMPLIED
14 CONSENT LAW.

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17 BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF ARKANSAS:
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19 SECTION 1. Arkansas Code § 5-65-202(a) concerning implied consent
20 under the DWI law is amended to read as follows:

21 (a) Any person who operates a motor vehicle or is in actual physical
22 control of a motor vehicle in this state shall be deemed to have given
23 consent, subject to the provisions of § 5-65-203, to a chemical test or tests
24 of his or her blood, breath, or urine for the purpose of determining the
25 alcohol, ~~or~~ controlled substance, or intoxicant content of his or her breath
26 or blood if:

27 (1) The driver is arrested for any offense arising out of acts
28 alleged to have been committed while the person was driving while intoxicated
29 or driving while there was an alcohol concentration of eight-hundredths
30 (0.08) or more in the person's breath or blood; or

31 (2) The person is involved in an accident while operating or in
32 actual physical control of a motor vehicle; or

33 (3) At the time the person is arrested for driving while
34 intoxicated, the law enforcement officer has reasonable cause to believe that
35 the person, while operating or in actual physical control of a motor vehicle,
36 is intoxicated or has an alcohol concentration of eight-hundredths (0.08) or



1 more in the person's breath or blood.
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