1	State of Arkansas	As Engrossed: H3/28/11 A Bill	
2	88th General Assembly	A DIII	
3	Regular Session, 2011		HOUSE BILL 2212
4 5	Den Dennesentetine Dennes		
5	By: Representative Powers		
6 7		For An Act To Be Entitled	1
, 8	ΑΝ ΑΩΤ ΤΟ Ι	REGULATE MOTOR CARRIERS IN REI	-
9		OMPENSATION LAWS; AND FOR OTHE	
10	Workdand	······································	
11			
12		Subtitle	
13	TO RE	GULATE MOTOR CARRIERS IN RELA	TION TO
14	WORKE	RS' COMPENSATION LAWS.	
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16			
17	BE IT ENACTED BY THE G	ENERAL ASSEMBLY OF THE STATE (OF ARKANSAS:
18			
19	SECTION 1. Arkan	nsas Code Title 11, Chapter 9,	, Subchapter 4 is amended
20	to add an additional section to read as follows:		
21	11-9-412. Motor carrier drivers.		
22	(a) As used in t	this section:	
23	<u>(1)</u> "Comme	ercial motor vehicle" means a	motor vehicle or
24	<u>combination of motor ve</u>	ehicles used in commerce to the	ransport passengers or
25	<u>property;</u>		
26	<u>(2) "Drive</u>	er" means a person who operate	es a commercial motor
27	<u>vehicle;</u>		
28		r carrier" means a person, par	
29		any that provides truck transp	
30		r-operator" means a person, pa	
31		ompany that owns or holds unde	
32		le that is provided to a motor	
33 24		anding any other law, an owner	
34 35		le and the services of a drive ct is not an employee of the m	
36	independent contractor		NOLOT CALLLET DUL 18 ALL
50		or the motor carrier.	



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1	(2) The motor carrier shall not be liable for any compensation		
2	required by this chapter to the owner-operator, its employees, or		
3	subcontractors.		
4	(3) The owner-operator may elect to secure coverage for its		
5	drivers through a workers' compensation insurance policy or authorized self-		
6	insurance plan that insures the motor carrier if:		
7	(A) The election by the owner-operator is made in writing		
8	as part of a written contract between the owner-operator and the motor		
9	carrier; and		
10	(B) The owner-operator pays the premiums as requested by		
11	the motor carrier.		
12	(4) An election by the owner-operator to be covered and have its		
13	drivers covered under a workers' compensation insurance policy or authorized		
14	self-insurance plan shall not terminate the drivers' independent contractor		
15	status.		
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17	/s/Powers		
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