

1 State of Arkansas *As Engrossed: H2/3/17 H3/3/17*

2 91st General Assembly

# A Bill

3 Regular Session, 2017

HOUSE BILL 1302

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5 By: Representative C. Douglas

6 *By: Senator Standridge*

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## For An Act To Be Entitled

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AN ACT TO PROHIBIT INTERFERENCE WITH A TRAFFIC

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CONTROL DEVICE OR BARRICADE; AND FOR OTHER PURPOSES.

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## Subtitle

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TO PROHIBIT INTERFERENCE WITH A TRAFFIC

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CONTROL DEVICE OR BARRICADE.

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

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*SECTION 1. Arkansas Code § 27-67-211 is amended to read as follows:*

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*27-67-211. ~~Highway closure during construction~~ Interference with*

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*traffic control devices or barricades.*

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*(a) ~~The State Highway Commission shall have full authority to close~~*

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*~~any state highway to traffic during such time as the commission may deem it~~*

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*~~necessary while work is being done thereon by the commission under the~~*

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*~~authority of this chapter or while it is necessary for the protection of the~~*

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*~~road during a period of overflow. During the time the road is closed, the~~*

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*~~commission may authorize the placing of suitable barricades and signs at each~~*

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*~~end of the portion of the road that is closed.~~*

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*(b) ~~Any person who shall remove the barricades or who shall use or~~*

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*~~attempt to use any section of a state highway thus closed to traffic shall be~~*

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*~~deemed guilty of a misdemeanor. Upon conviction, that person shall be fined~~*

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*~~not less than twenty-five dollars (\$25.00) nor more than one hundred dollars~~*

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*~~(\$100) and shall be liable to the state for any damage done.~~*

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*As used in this section, "traffic control device" means a sign, signal,*

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*marking, or device placed or erected for the purpose of regulating, warning,*



1 or guiding traffic.

2 (b) If a traffic control device or barricade is placed or erected to  
3 close a public highway under the authority of the Arkansas State Highway and  
4 Transportation Department or local authorities on public highways, it is  
5 unlawful for a person to:

6 (1) Drive a vehicle through, under, over, or around the traffic  
7 control device or barricade; or

8 (2) Remove the traffic control device or barricade and enter the  
9 closed area.

10 (c) A violation of this section is punishable by a fine of not more  
11 than one hundred dollars (\$100).

12 (d) A person convicted under this section shall:

13 (1) Pay restitution in an amount equal to the actual cost of the  
14 emergency response and the replacement of any damaged or lost emergency  
15 equipment; and

16 (2) Be liable for damage to property, or injury or death to a  
17 person caused by the violation.

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19 /s/C. Douglas

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22 **APPROVED: 04/01/2017**