

1 State of Arkansas  
2 92nd General Assembly  
3 Regular Session, 2019  
4

As Engrossed: H3/13/19

# A Bill

HOUSE BILL 1448

5 By: Representative Watson  
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## For An Act To Be Entitled

8 AN ACT TO AMEND THE LAW CONCERNING MOTOR CARRIERS; TO  
9 CLARIFY A DRIVER'S WORKER STATUS IN CERTAIN  
10 SITUATIONS; AND FOR OTHER PURPOSES.  
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## Subtitle

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13 TO AMEND THE LAW CONCERNING MOTOR  
14 CARRIERS; AND TO CLARIFY A DRIVER'S  
15 WORKER STATUS IN CERTAIN SITUATIONS.  
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19 BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF ARKANSAS:  
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21 SECTION 1. Arkansas Code Title 23, Chapter 13, Subchapter 1, is  
22 amended to add an additional section to read as follows:

23 23-13-101. Use of motor carrier safety improvement – Worker status  
24 unchanged.

25 (a) As used in this section:

26 (1) "Motor carrier safety improvement" means any device,  
27 equipment, software, technology, procedure, training, policy, program, or  
28 operational practice intended and primarily used to improve or facilitate:

29 (A) Compliance with traffic safety or motor carrier safety  
30 laws;

31 (B) Motor vehicle safety;

32 (C) The safety of an operator of a motor vehicle; or

33 (D) The safety of a third-party public roadway user; and

34 (2) "Worker status" means the classification under any state law  
35 of a motor vehicle driver who engages in the transportation of property for  
36 compensation as an agent, employee, jointly employed employee, borrowed



1 servant or independent contractor for a motor carrier.

2 (b) The deployment, implementation, or use of a motor carrier safety  
3 improvement by, or as required by, a motor carrier or its related entity,  
4 including by contract, does not, in whole or in part, affect, impact, or  
5 change the worker status of a driver.

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/s/Watson

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APPROVED: 4/8/19

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