

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

# A Bill

HOUSE BILL 1683

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

8 AN ACT CONCERNING RADIO COMMUNICATIONS IN THE CONTEXT  
9 OF OPERATING SCHOOL BUSES AND OTHER MOTOR VEHICLES;  
10 TO EXCLUDE FROM THE DEFINITIONS OF "CELLULAR  
11 TELEPHONE", "WIRELESS TELECOMMUNICATIONS DEVICE", AND  
12 "HANDHELD WIRELESS TELEPHONE" CERTAIN DEVICES; AND  
13 FOR OTHER PURPOSES.  
14

## Subtitle

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16 TO EXCLUDE FROM THE DEFINITIONS OF  
17 "CELLULAR TELEPHONE", "WIRELESS  
18 TELECOMMUNICATIONS DEVICE", AND "HANDHELD  
19 WIRELESS TELEPHONE" CERTAIN DEVICES.  
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22

23 BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF ARKANSAS:  
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25 SECTION 1. Arkansas Code § 6-19-120(a)(1)(B), concerning the  
26 definition of a "cellular telephone" with respect to the operation of a  
27 school bus, is amended to read as follows:

28 (B) Does not include a citizens band radio, ~~or~~ a citizens  
29 band radio hybrid, or any device with push-to-talk capabilities used in a  
30 similar manner as a citizens band radio or a citizens band radio hybrid; and  
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32 SECTION 2. Arkansas Code § 6-19-120, concerning the punishment for a  
33 violation of the prohibition on the use of a cellular telephone while  
34 operating a school bus, is amended to add an additional subsection to read as  
35 follows:

36 (e) Except as otherwise provided under law, a person operating a



1 school bus may use two-way radio communications device or any device used in  
 2 a similar manner as two-way radio communications device as a means of  
 3 communicating with:

4 (1) Central dispatch; or

5 (2) The school transportation or its equivalent.

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 7 SECTION 3. Arkansas Code § 27-51-1503(2)(B)(iii), concerning what a  
 8 "wireless telecommunications device" does not include with respect to  
 9 operating a motor vehicle, is amended to read as follows:

10 (iii) Commercial two-way radio communication device  
 11 or any device with push-to-talk capabilities used in a similar manner as a  
 12 citizens band radio or a citizens band radio hybrid;

13  
 14 SECTION 4. Arkansas Code § 27-51-1602(2)(B), concerning what a  
 15 "handheld wireless telephone" does not include with respect to operating a  
 16 motor vehicle, is amended to read as follows:

17 (B) "Handheld wireless telephone" does not include a:

18 (i) Hands-free wireless telephone or device;

19 (ii) Citizens band radio;

20 (iii) Citizens band radio hybrid; ~~or~~

21 (iv) Device with push-to-talk capabilities used in a  
 22 similar manner as a citizens band radio or a citizens band radio hybrid; or

23 ~~(iv)~~ (v) Global positioning or navigation device or  
 24 system;