

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

As Engrossed: H4/2/19

A Bill

HOUSE BILL 1839

5 By: Representative L. Johnson
6

For An Act To Be Entitled

8 AN ACT TO ESTABLISH THE PREPAID MOBILE DEVICE
9 PROTECTION ACT; AND FOR OTHER PURPOSES.

Subtitle

12 TO ESTABLISH THE PREPAID MOBILE DEVICE
14 PROTECTION ACT.

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

19 SECTION 1. Arkansas Code Title 4 is amended to add an additional
20 chapter to read as follows:

CHAPTER 118

PREPAID MOBILE DEVICE PROTECTION ACT

4-118-101. Title.

25 This chapter shall be known and may be cited as the "Prepaid Mobile
26 Device Protection Act".

4-118-102. Definitions.

As used in this chapter:

30 (1) "Minor" means an individual under eighteen (18) years of
31 age;

32 (2)(A) "Person" means an individual who is not related to a
33 minor.

34 (B) "Person" does not mean a parent or grandparent,
35 including without limitation a biological parent, adoptive parent,
36 stepparent, fictive kin, legal guardian, temporary guardian, or other legal



1 custodian of a minor;

2 (3) "Prepaid mobile device" means a cellular telephone or other
3 communication device for which the mobile device user purchases a set
4 allotment of wireless communication services; and

5 (4) "Wireless communication services" means any mobile service
6 that is provided for profit and makes interconnected service available to the
7 public.

8
9 4-118-103. Prepaid mobile device.

10 It is unlawful for a person:

11 (1) To purchase a prepaid mobile device or refill a prepaid
12 mobile device with wireless communication services on a previously purchased
13 prepaid mobile device for a minor in this state; or

14 (2) To provide funds to a minor for the purpose of purchasing a
15 prepaid mobile device or refilling a prepaid mobile device with wireless
16 communication services on a previously purchased prepaid mobile device in
17 this state.

18
19 4-118-104. Penalty.

20 A person that violates this chapter or who knowingly purchases a
21 prepaid mobile device or wireless communication services for a minor or
22 provides funds to a minor for the purpose of purchasing a prepaid mobile
23 device or refilling a prepaid mobile device with wireless communication
24 services on a previously purchased prepaid mobile device shall be guilty of a
25 violation and upon conviction shall be fined no less than one hundred dollars
26 (\$100).

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28 /s/L. Johnson

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31 **APPROVED: 4/16/19**