State of Arkansas

92nd General Assembly

Regular Session, 2019

By: Representative Watson

For An Act To Be Entitled

AN ACT TO AMEND THE LAW CONCERNING MOTOR CARRIERS; TO CLARIFY A DRIVER’S WORKER STATUS IN CERTAIN SITUATIONS; AND FOR OTHER PURPOSES.

Subtitle

TO AMEND THE LAW CONCERNING MOTOR CARRIERS; AND TO CLARIFY A DRIVER’S WORKER STATUS IN CERTAIN SITUATIONS.

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

SECTION 1. Arkansas Code Title 23, Chapter 13, Subchapter 1, is amended to add an additional section to read as follows:


(a) As used in this section:

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

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

(B) Motor vehicle safety;

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

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

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


servant or independent contractor for a motor carrier.

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

/s/Watson

APPROVED: 4/8/19