

1 State of Arkansas
2 88th General Assembly
3 Regular Session, 2011
4

A Bill

HOUSE BILL 1365

5 By: Representatives H. Wilkins, Allen
6

For An Act To Be Entitled

8 AN ACT TO REQUIRE BACKSEAT PASSENGERS OF MOTOR
9 VEHICLES TO COMPLY WITH THE CURRENT MANDATORY
10 SEATBELT LAW; AND FOR OTHER PURPOSES.
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Subtitle

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14 TO REQUIRE BACKSEAT PASSENGERS OF MOTOR
15 VEHICLES TO COMPLY WITH THE CURRENT
16 MANDATORY SEATBELT LAW.
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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 § 27-37-702 is amended to read as follows:

22 27-37-702. Seat belt use required – Applicability of subchapter.

23 (a) ~~Each driver and front seat passenger~~ Except as provided under
24 subsection (b) of this section, the driver and all passengers in ~~any a~~ motor
25 vehicle operated on a street or highway in this state shall wear a properly
26 adjusted and fastened seat belt properly secured to the vehicle.

27 (b) This subchapter ~~shall~~ does not apply to the following:

28 (1) Passenger automobiles manufactured before July 1, 1968, and
29 all other motor vehicles manufactured before January 1, 1972;

30 (2) ~~Passengers and drivers~~ A passenger or driver with a physical
31 disability that contraindicates the use of a seat belt, and which condition
32 is certified by a physician who states the nature of the disability as well
33 as the reason the use of a seat belt is inappropriate;

34 (3) ~~Children~~ A child who ~~require~~ requires protection and ~~are~~ is
35 properly restrained under ~~The~~ the Child Passenger Protection Act, § 27-34-101
36 et seq.; and



1 (4) ~~Drivers~~ A driver who ~~are~~ is a rural letter ~~carriers~~ carrier
2 of the United States Postal Service while performing ~~their~~ his or her duties
3 as a rural letter ~~carriers~~ carrier.

4 (c) Except as provided in subdivision (b)(4) of this section, each
5 driver or passenger who is seated in a wheelchair in a motor vehicle shall:

6 (1) Wear a properly adjusted and fastened seat belt properly
7 secured to the wheelchair; and

8 (2) Have the wheelchair properly secured in the motor vehicle.

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