

State of Arkansas

77th General Assembly

Regular Session, 1989

A Bill

HOUSE BILL

1070

By: Representative Givens

For An Act To Be Entitled

"AN ACT TO PROVIDE THAT IF MOTOR CARRIERS POST A NOTICE PROHIBITING PASSENGERS FROM RIDING IN THEIR VEHICLES THEY ARE NOT LIABLE TO THE PASSENGERS FOR INJURIES SUFFERED WHILE RIDING IN THE VEHICLE IN VIOLATION OF THIS NOTICE; AND FOR OTHER PURPOSES."

WHEREAS, interstate commerce is extremely vital to the economy of the State of Arkansas; and

WHEREAS, insurance costs have become so high that industries involved in interstate commerce must curtail their insurance costs; and

WHEREAS, limiting, in some instances, the liability of motor carriers engaged in interstate commerce would help defray costs of insurance:

NOW THEREFORE,

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

SECTION 1. When a motor carrier, as defined in Ark. Code Ann. §23-13-203(a)(9), engaged in interstate commerce places a notice upon the vehicle indicating that no unauthorized passengers shall be allowed to ride in the vehicle, the motor carrier shall not be liable for any injuries suffered upon any highway or street in the State of Arkansas by an unauthorized passenger while riding in the vehicle in violation of this notice.

SECTION 2. All provisions of this act of a general and permanent nature are amendatory to the Arkansas Code of 1987 Annotated and the Arkansas Code Revision Commission shall incorporate the same in the Code.

SECTION 3. All laws and parts of laws in conflict with this act are hereby repealed.