

Stricken language would be deleted from present law. Underlined language would be added to present law.

1 State of Arkansas  
2 81st General Assembly  
3 Regular Session, 1997

As Engrossed: H2/14/97

# A Bill

HOUSE BILL 1451

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By: Representatives Northcutt, Ammons, Bennett, Brown, Bond, Bush, Ferrell, Hale, Horn, D.Hudson, Ingram, Jones, Lynn, Madison, Pollan, Roberts, Rodgers, Schexnayder, Shoffner, J.Smith, Walker and Wilkins

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## For An Act To Be Entitled

10 "AN ACT TO AMEND ARKANSAS CODE 27-36-301 RELATING TO THE  
11 DISPLAY OR POSSESSION OF A BLUE LIGHT IN A VEHICLE; AND TO  
12 RESTRICT THE SALE OF BLUE LIGHTS; AND FOR OTHER PURPOSES."

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## Subtitle

15 "AN ACT CONCERNING THE DISPLAY OR  
16 POSSESSION OF A BLUE LIGHT IN A VEHICLE;  
17 AND TO RESTRICT THE SALE OF BLUE  
18 LIGHTS."

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

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23 SECTION 1. Arkansas Code 27-36-301 is amended to read as follows:

24 ~~§~~27-36-301. Violations.

25 (a)(1) It shall be unlawful for any person, firm, or corporation to  
26 exhibit a ~~blue,~~ red, or amber rotating or flashing light on any vehicle except  
27 as otherwise provided by the statutes of the State of Arkansas.

28 ~~\_\_\_\_\_~~(b)(2) If any person affixes or has affixed any ~~blue,~~ red, or  
29 amber light on any vehicle, this fact shall be prima facie proof that this  
30 person did exhibit the light.

31 (b) Except as otherwise provided by the statutes of the State of  
32 Arkansas, it is unlawful for any person to install or activate or operate a  
33 blue light in or on any vehicle in this state or to possess in or on any  
34 vehicle in this state a blue light that is not sealed in the manufacturer's  
35 original package. As used in this section, blue light means an operable blue  
36 light which:

1                   (1) Is designed for use by an emergency vehicle, or is similar in  
2 appearance to a blue light designed for use by an emergency vehicle; and

3                   (2) Can be operated by use of the vehicle's battery, the vehicle's  
4 electrical system, or a dry cell battery.

5                   (c)(1) A violation of subsection (b) of this section shall be a Class A  
6 misdemeanor.

7                   (2) Violation of ~~the provisions~~ any other provision of this  
8 subchapter shall be considered a misdemeanor and shall be punishable by a fine  
9 of not less than ten dollars (\$10.00) nor more than one hundred dollars (\$100)  
10 for each offense."

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12                   SECTION 2. (a) It shall be unlawful to sell or transfer a blue light to  
13 any person other than a certified law enforcement officer. The sale or  
14 transfer shall be reported to the Department of Arkansas State Police on a  
15 form prescribed by the department.

16                   (b) A violation of this section shall be a Class A misdemeanor.

17                   (c) As used in this section, "blue light" means an operable blue light  
18 which:

19                   (1) Is designed for use by an emergency vehicle, or is similar in  
20 appearance to a blue light designed for use by an emergency vehicle; and

21                   (2) Can be operated by use of the vehicle's battery, the vehicle's  
22 electrical system, or a dry cell battery.

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24                   SECTION 3. All provisions of this act of a general and permanent nature  
25 are amendatory to the Arkansas Code of 1987 Annotated and the Arkansas Code  
26 Revision Commission shall incorporate the same in the Code.

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28                   SECTION 4. If any provision of this act or the application thereof to  
29 any person or circumstance is held invalid, such invalidity shall not affect  
30 other provisions or applications of the act which can be given effect without  
31 the invalid provision or application, and to this end the provisions of this  
32 act are declared to be severable.

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34                   SECTION 5. All laws and parts of laws in conflict with this act are  
35 hereby repealed.

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*/s/Rep. Northcutt et al*