

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: H2/24/97 S3/7/97

A Bill

HOUSE BILL 1455

4
5 By: Representatives Ferrell and Thomas

For An Act To Be Entitled

9 "AN ACT TO AMEND ARKANSAS CODE TITLE 27, CHAPTER 14,
10 SUBCHAPTER 15 TO PERMIT CITIES THAT ISSUE TAXICAB
11 FRANCHISES TO ADOPT INSURANCE REQUIREMENTS FOR PURPOSES OF
12 THAT FRANCHISE; AND FOR OTHER PURPOSES."

Subtitle

15 "AN ACT TO PERMIT CITIES THAT ISSUE
16 TAXICAB FRANCHISES TO ADOPT INSURANCE
17 REQUIREMENTS FOR PURPOSES OF THAT
18 FRANCHISE."

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

23 SECTION 1. Arkansas Code 27-14-1501 is amended by inserting an
24 additional subsection at the end thereof to read as follows:

25 "(g)(1) Notwithstanding any other provision of state law, any
26 municipality that requires a franchise for taxicabs to operate within the
27 corporate limits of the municipality may impose any insurance requirements
28 desired by the municipality that shall be applicable to any taxicab that
29 operates within the municipality. Provided, however, that any taxicab
30 operator who is self-insured under this section before the effective date of
31 this subsection shall be exempt from any insurance requirements imposed by a
32 municipality in accordance with this subsection.

33 (2) If a municipality imposes such insurance requirements on its
34 taxicabs, it shall be unlawful for any taxicab operator to operate a taxicab
35 within the corporate limits of that municipality without meeting such
36 insurance requirements. Any person found guilty or who pleads guilty or nolo

1 contendere to a charge of violating this subsection shall be subject to a fine
2 of not less than one hundred dollars (\$100) nor more than five hundred dollars
3 (\$500).

4 (3) In addition to penalties that may be assessed against the
5 taxicab operator, if the taxicab owner is a different person or entity, the
6 owner shall be subject to a fine of not less than one hundred dollars (\$100)
7 nor more than five hundred dollars (\$500).

8 (4) A city may, by ordinance, declare that an uninsured taxicab shall
9 be subject to seizure and that a seized taxicab shall not be released until
10 such insurance is in place."

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

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16 SECTION 3. If any provision of this act or the application thereof to
17 any person or circumstance is held invalid, such invalidity shall not affect
18 other provisions or applications of the act which can be given effect without
19 the invalid provision or application, and to this end the provisions of this
20 act are declared to be severable.

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22 SECTION 4. All laws and parts of laws in conflict with this act are
23 hereby repealed.

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25 /s/Rep. Ferrell et al

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