

Stricken language would be deleted from and underlined language would be added to law as it existed prior to the 82nd General Assembly.

1 State of Arkansas
2 82nd General Assembly
3 Regular Session, 1999
4

As Engrossed: S2/19/99 H3/12/99

A Bill

SENATE BILL 410

5 By: Senators Bradford, Argue, Canada, Edwards, Gordon, Hunter, Mahony, Riggs, Roebuck, Webb
6 By: Representatives *Wilkins*, Ferrell, B. Johnson, Harris, Hausam, Lancaster, Lendall, Pappas, Prater,
7 Salmon, Shoffner, Vess, *Bond*, Judy, *Jones*, *C. Johnson*, *Green*
8
9

For An Act To Be Entitled

11 "AN ACT TO REPEAL ARKANSAS CODE § 27-37-704 REGARDING
12 THE PROHIBITION ON INSPECTIONS FOR COMPLIANCE WITH THE
13 LAW ON MANDATORY SEAT BELT USE; TO AMEND ARKANSAS CODE
14 § 27-37-707 TO PROHIBIT THE USE OF VIOLATIONS OF THE
15 SEAT BELT LAW TO SUSPEND OR REVOKE A DRIVER LICENSE;
16 AND FOR OTHER PURPOSES. "
17

Subtitle

18 "TO REPEAL THE PROHIBITION ON INSPECTIONS
19 FOR MANDATORY SEAT BELT USE AND TO
20 PROHIBIT THE USE OF SEAT BELT VIOLATIONS
21 TO SUSPEND A DRIVER LICENSE. "
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25 BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF ARKANSAS:

26
27 SECTION 1. Arkansas Code § 27-37-704, regarding the prohibition of
28 inspections for compliance with the mandatory seat belt law, is repealed.

29 ~~27-37-704. Inspection for compliance.~~

30 ~~No motor vehicle, nor the operator of such vehicle, nor the passengers~~
31 ~~of such vehicle shall be stopped, inspected, or detained solely to determine~~
32 ~~compliance with this subchapter.~~
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34 SECTION 2. Arkansas Code § 27-37-707 is amended to read as follows:

35 "27-37-707. Traffic violation report and driver license suspension.

36 (a) The Office of Driver Services of the Revenue Division of the

1 Department of Finance and Administration shall not include in the traffic
2 violation report of any person any conviction arising out of a violation of
3 this subchapter.

4 (b) No violations under this subchapter shall be used or accumulated by
5 the Office of Driver Services to suspend or revoke the driver license of any
6 person as a habitual violator of traffic laws or in any other way under the
7 administrative authority of the Department to suspend or revoke licenses."

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9 SECTION 3. Title 27, Chapter 37, Subchapter 7 of the Arkansas Code is
10 amended to add the following section to be appropriately numbered by the
11 Arkansas Code Revision Commission:

12 "No law enforcement officer may search or inspect a motor vehicle, its
13 contents, the driver, or a passenger, solely because of a violation of this
14 subchapter."

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16 SECTION 4. All provisions of this Act of a general and permanent nature
17 are amendatory to the Arkansas Code of 1987 Annotated and the Arkansas Code
18 Revision Commission shall incorporate the same in the Code.

19
20 SECTION 5. If any provision of this Act or the application thereof to
21 any person or circumstance is held invalid, such invalidity shall not affect
22 other provisions or applications of the Act which can be given effect without
23 the invalid provision or application, and to this end the provisions of this
24 Act are declared to be severable.

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26 SECTION 6. All laws and parts of laws in conflict with this Act are
27 hereby repealed.

28 /s/ Bradford, et al