

Stricken language would be deleted from and underlined language would be added to the law as it existed prior to this session of the General Assembly.

1 State of Arkansas
2 83rd General Assembly
3 Regular Session, 2001
4

As Engrossed: H3/1/01 H3/7/01 H3/14/01

A Bill

HOUSE BILL 1134

5 By: Representatives Creekmore, Cleveland, Magnus, Bookout, Bradford, T. Steele, Napper, Moore
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For An Act To Be Entitled

9 AN ACT TO REQUIRE THE USE OF SEAT BELTS ON SCHOOL
10 BUSES WHEN AVAI LABLE; TO REQUIRE THAT SCHOOL
11 BUSES PURCHASED AFTER *JANUARY 1, 2003* BE EQUI PPED
12 WITH SEAT BELTS; AND FOR OTHER PURPOSES.
13

Subtitle

15 AN ACT TO REQUIRE THE USE OF SEAT BELTS ON
16 SCHOOL BUSES WHEN AVAI LABLE; TO REQUIRE
17 THAT SCHOOL BUSES PURCHASED AFTER *JANUARY*
18 *1, 2003* BE EQUI PPED WITH SEAT BELTS.
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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 27-37-702 is amended to read as follows:
24 27-37-702. Seat belt use required - Applicability of subchapter.

25 (a) Each driver and front seat passenger in any motor vehicle operated
26 on a street or highway in this state shall wear a properly adjusted and
27 fastened seat belt.

28 (b) ~~This subchapter~~ Subsection (a) of this section shall not apply to
29 the following:

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

32 (2) Passengers and drivers with a physical disability which
33 contraindicates the use of a seat belt, and which condition is certified by a
34 physician who states the nature of the disability, as well as the reason the
35 use of a seat belt is inappropriate;

36 (3) Children under five (5) years of age who require protection

1 under the Child Passenger Protection Act, § 27-34-101 et seq.; and

2 (4) Drivers who are rural letter carriers of the United States
3 Postal Service while performing their duties as rural letter carriers.

4 (c) The driver, front seat passengers, and other passengers in any
5 school bus operated on a street or highway of this state shall wear a properly
6 adjusted and fastened seat belt whenever the school bus is so equipped.

7 (d) The state, county, a school district, school bus operator, or agent
8 or employee of a school district or school bus operator, including a teacher
9 or volunteer serving as a chaperone, shall not be liable in any action for
10 personal injury by a school bus passenger for an injury caused solely by
11 another passenger's use or non-use of a safety belt or restraint system in a
12 dangerous or unsafe manner.

13 SECTION 2. (a) For purposes of this section, "seat belt" means any
14 passenger restraint system as defined by the rules and regulations of the
15 Arkansas State Police.

16 (b) All school buses purchased after January 1, 2003, shall be equipped
17 with three-point retractable seat belts on every seat.

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19 /s/ Creekmore, et al.
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