

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.

State of Arkansas

As Engrossed: S2/27/01

83rd General Assembly

A Bill

Regular Session, 2001

SENATE BILL 507

By: Senators Wooldridge, Cash, B. Johnson

By: Representatives Allison, Bradford, Ledbetter, Mack, Milum

For An Act To Be Entitled

AN ACT TO PROHIBIT THE POSSESSION OR USE OF GLASS CONTAINERS WITHIN THE BANKS OF ARKANSAS' NAVIGABLE WATERWAYS; TO REQUIRE THAT COOLERS, ICE BOXES AND OTHER CONTAINERS USED ON ARKANSAS' WATERWAYS FOR TRANSPORTING FOOD AND BEVERAGES BE PROPERLY SEALED; TO REQUIRE THAT ALL PERSONS FLOATING ARKANSAS' NAVIGABLE WATERWAYS CARRY A CONTAINER ATTACHED TO THE VESSEL SUITABLE FOR COLLECTING TRASH AND BEING SECURELY CLOSED; TO REQUIRE THAT BEVERAGE CONTAINERS BE PREVENTED FROM SINKING TO THE BOTTOM OF ARKANSAS' NAVIGABLE WATERWAYS; AND FOR OTHER PURPOSES.

Subtitle

AN ACT TO PROHIBIT THE POSSESSION OR USE OF GLASS CONTAINERS WITHIN THE BANKS OF ARKANSAS' NAVIGABLE WATERWAYS.

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

SECTION 1. (a) Except for containers for substances prescribed by a licensed physician, no person shall possess or use glass containers within the banks of Arkansas's navigable waterways, within a vessel.

(b) All persons entering, traveling upon, or otherwise using Arkansas' navigable waterways by canoe, kayak, inner tube or other vessel easily susceptible to swamping, tipping, rolling or otherwise discharging its contents into a waterway, and transporting a cooler, ice-box or other

1 container for foodstuffs and beverages shall:

2 (1) Assure that the container is made to seal or lock in the
3 contents to prevent the contents from spilling into the water;

4 (2) Carry and affix to the vessel, a container or bag suitable
5 for containing their refuse, waste and trash materials and capable of being
6 securely closed; the container or bag shall be of mesh construction;

7 (3) Transport all their refuse, waste and trash to a place where
8 the materials may be safely and lawfully disposed of;

9 (4) At all times other than when a beverage is securely contained
10 as in subdivision (1) through (3), keep the beverage attached to or held
11 within a floating holder or other device designed to prevent the beverage from
12 sinking beneath the surface of the waterway; and

13 (5) A container shall not be required for those persons traveling
14 without foodstuffs or beverages.

15 (c)(1) A violation of this act shall be a misdemeanor and each
16 violation may be prosecuted as a separate offense.

17 (2) Each violation shall be punishable by a fine of not more than
18 five hundred dollars (\$500).

19 (d) For purposes of this act, "navigable waterway" means any navigable
20 river, lake, or other body of water used, or susceptible to being used in its
21 natural condition by canoe, kayak, innertube, or other vessel easily
22 susceptible to swamping, tipping, or rolling, located wholly or partly within
23 this state.

24 (e) For purposes of this act "vessel" shall not include houseboat,
25 party barge, johnboat, runabout, ski boat, bass boat or similar craft not
26 easily susceptible to swamping, tipping or rolling.

27 /s/ Woolridge
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