

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 84th General Assembly  
3 Regular Session, 2003

# A Bill

HOUSE BILL 2594

4  
5 By: Representative Fite  
6  
7

## For An Act To Be Entitled

9 AN ACT TO REQUIRE PERSONS SEATED IN A WHEELCHAIR  
10 IN A MOTOR VEHICLE TO WEAR A SEAT BELT AND TO  
11 REQUIRE THE WHEELCHAIR TO BE PROPERLY SECURED IN  
12 THE MOTOR VEHICLE; AND FOR OTHER PURPOSES.

## Subtitle

14  
15 AN ACT TO REQUIRE PERSONS SEATED IN A  
16 WHEELCHAIR IN A MOTOR VEHICLE TO WEAR A  
17 SEAT BELT AND TO REQUIRE THE WHEELCHAIR  
18 TO BE PROPERLY SECURED IN THE MOTOR  
19 VEHICLE.  
20  
21

22 BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF ARKANSAS:  
23

24 SECTION 1. Arkansas Code § 27-37-702 is amended to read as follows:  
25 27-37-702. Seat belt use required - Applicability of subchapter.

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

29 (b) This subchapter shall not apply to 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) Except as provided in subdivision (b)(4), each driver or passenger  
5 who is seated in a wheelchair in a motor vehicle shall:

6 (1) Wear a properly adjusted and fastened seat belt; and

7 (2) Have the wheelchair properly secured in the motor vehicle.

8  
9  
10  
11  
12  
13  
14  
15  
16  
17  
18  
19  
20  
21  
22  
23  
24  
25  
26  
27  
28  
29  
30  
31  
32  
33  
34  
35  
36