

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 85th General Assembly
3 Regular Session, 2005
4

As Engrossed: H2/4/05

A Bill

HOUSE BILL 1196

5 By: Representatives Harris, Anderson
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For An Act To Be Entitled

9 AN ACT TO PROHIBIT THE UNAUTHORIZED ENTRY OF
10 SCHOOL BUSES; AND FOR OTHER PURPOSES.
11

Subtitle

12 AN ACT TO PROHIBIT THE UNAUTHORIZED
13 ENTRY OF SCHOOL BUSES.
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17 BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF ARKANSAS:
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19 *SECTION 1. Arkansas Code Title 5, Chapter 39, Subchapter 2 is amended*
20 *to add an additional section to read as follows:*

21 5-39-214. Unauthorized entry of a school bus - Posting of warning on a
22 school bus.

23 (a) As used in this section:

24 (1) "Driver" means the operator of the school bus; and

25 (2) "School bus" means every publicly or privately owned motor
26 vehicle designed for transporting ten (10) or more passengers and is operated
27 for the transportation of children to or from school or school activities.

28 (b) A person over eighteen (18) is guilty of a Class B misdemeanor if
29 the person:

30 (1) Enters a school bus with the intent to commit a criminal
31 offense;

32 (2) Enters a school bus and disregards the orders or
33 instructions of the driver;

34 (3)(A) Enters a school bus and refuses to leave the bus after
35 being ordered to leave by the driver.

36 (B) Subdivision (b)(3)(a) shall not apply if the person



1 being asked to leave is:

2 (i) A law enforcement officer acting within the
3 scope of his or her authority as a peace officer; or

4 (ii) Authorized by the school district to board the
5 school bus as:

6 (a) A student; or

7 (b) An individual employed by the district or
8 volunteering as a participant in a school activity;

9 (4) Intentionally causes or attempts to cause a disruption or an
10 annoyance to another person on the bus; or

11 (5) Recklessly engages in conduct that creates a substantial
12 risk of creating apprehension in any person on the bus.

13 (c)(1) Each school district or private school shall cause signs to be
14 placed on each school bus next to each entrance on the school bus warning
15 that unauthorized entry of a school bus is a violation of state law.

16 (2) The absence of a clearly legible sign on each school bus or
17 next to each entrance on the school bus warning that unauthorized entry of a
18 school bus is a violation of state law shall not be a defense to a violation
19 of this section.

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21 */s/ Harris, et al*
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