

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

A Bill

SENATE BILL 464

4
5 By: Senator Broadway
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For An Act To Be Entitled

8
9 AN ACT TO AMEND ARKANSAS CODE § 5-60-113 TO
10 INCREASE THE FINE AND CLARIFY THE OFFENSE OF
11 USING ABUSIVE LANGUAGE TO A SCHOOL BUS DRIVER;
12 AND FOR OTHER PURPOSES.
13

Subtitle

14
15 AN ACT TO AMEND ARKANSAS CODE § 5-60-113
16 TO INCREASE THE FINE AND CLARIFY THE
17 OFFENSE OF USING ABUSIVE LANGUAGE TO A
18 SCHOOL BUS DRIVER.
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20

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

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23 SECTION 1. Arkansas Code § 5-60-113 is amended to read as follows:
24 5-60-113. Using abusive language to school bus driver.

25 (a)(1) It is unlawful during regular school hours or on a school bus
26 while being transported to or from school or school-related activities, for
27 any person ~~or persons to threaten, curse, or use abusive language to address~~
28 a school bus driver ~~in the presence of students in this state~~ using language
29 which in its common acceptance is calculated to:

30 (A) Cause a breach of the peace;

31 (B) Materially and substantially interfere with the
32 operation of the school bus; or

33 (C) Arouse the person to whom it is addressed to anger to
34 the extent likely to cause imminent retaliation.

35 (b) Any person who violates ~~the provisions of~~ this section shall be
36 guilty of a an unclassified misdemeanor and ~~upon conviction~~ shall be punished



1 by a fine of not less than ~~twenty five dollars (\$25.00)~~ one hundred dollars
2 (\$100) nor more than ~~one hundred dollars (\$100)~~ five hundred dollars (\$500).

3
4 SECTION 2. Arkansas Code Title 5, Chapter 60, Subchapter 1 is amended
5 to add an additional section to read as follows:

6 5-60-123. Willfully trespassing upon, damaging, or impeding the
7 progress of a public school bus.

8 (a) No person shall enter a public school bus if the person has been
9 told by the bus driver, a school teacher, or other school personnel to not
10 enter the school bus.

11 (b) No person shall remain on a school bus after being told by the bus
12 driver, a school teacher, or other school personnel to leave the bus.

13 (c) No person shall unlawfully with malicious intent stop, impede,
14 delay, or detain any public school bus being operated for public purposes.

15 (d) Subsections (a), (b), and (c) of this section shall not apply to a
16 child less than twelve (12) years of age, authorized school personnel, or a
17 certified law enforcement officer or other emergency services personnel
18 acting within the scope of his or her duty.

19 (e) Any person who violates the provisions of this section is guilty
20 of an unclassified misdemeanor and shall be punished by a fine of not less
21 than one hundred dollars (\$100) nor more than five hundred (\$500).

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