

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 86th General Assembly
3 Regular Session, 2007

A Bill

SENATE BILL 19

4
5 By: Senator Hendren

For An Act To Be Entitled

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9 AN ACT TO PROHIBIT A DRIVER UNDER EIGHTEEN (18)
10 YEARS OF AGE FROM OPERATING A MOTOR VEHICLE WHILE
11 USING A CELLULAR TELEPHONE DEVICE; AND FOR OTHER
12 PURPOSES.

Subtitle

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15 TO PROHIBIT A DRIVER UNDER EIGHTEEN (18)
16 YEARS OF AGE FROM OPERATING A MOTOR
17 VEHICLE WHILE USING A CELLULAR TELEPHONE
18 DEVICE.

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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 Title 27, Chapter 51, Subchapter 14 is
24 amended to add an additional section to read as follows:

25 27-51-1408. Prohibition of a driver under eighteen (18) years of age
26 from operating a motor vehicle while using a cellular telephone device.

27 (a) Notwithstanding any provision of law to the contrary, a person
28 under eighteen (18) years of age shall not operate a motor vehicle while
29 using a cellular telephone device.

30 (b) A person who violates subsection (a) of this section shall be
31 subject to:

32 (1) For a first offense:

33 (A) The issuance of a citation as a warning;

34 (B) No penalty shall be imposed; and

35 (C) No court appearance shall be required unless the
36 person wishes to contest the offense; and



1 (2) For a second or subsequent offence, a fine not to exceed
2 fifty dollars (\$50.00).

3 (c) A violation of subsection (a) of this section shall be a secondary
4 offense and the operator of a motor vehicle shall not be stopped or detained
5 solely to determine compliance with this section.

6 (d) The Office of Driver Services of the Revenue Division of the
7 Department of Finance and Administration shall not:

8 (1) Include in the traffic violation report of any person any
9 conviction arising out of a violation of this section;

10 (2) Use or accumulate a violation of this section to suspend or
11 revoke the driver's license of any person as a habitual violator of traffic
12 laws; or

13 (3) Use a violation of this section in any other way under the
14 administrative authority of the office to suspend or revoke a driver's
15 license.

16 (e) A violation of this section shall not be admissible into evidence
17 in a civil action.

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