

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 87th General Assembly  
3 Regular Session, 2009  
4

As Engrossed: S1/29/09

# A Bill

SENATE BILL 28

5 By: Senator Hendren  
6  
7

## For An Act To Be Entitled

9 AN ACT TO PROHIBIT A DRIVER UNDER EIGHTEEN (18)  
10 YEARS OF AGE FROM OPERATING A MOTOR VEHICLE WHILE  
11 USING A *WIRELESS* TELEPHONE DEVICE; AND FOR OTHER  
12 PURPOSES.  
13

### Subtitle

14 *TO PROHIBIT A DRIVER UNDER EIGHTEEN (18)*  
15 *YEARS OF AGE FROM OPERATING A MOTOR*  
16 *VEHICLE WHILE USING A WIRELESS TELEPHONE*  
17 *DEVICE.*  
18  
19  
20

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

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. Use of wireless telephone device by driver under eighteen  
26 (18) years of age – Operation of motor vehicle prohibited.

27 (a) A person under eighteen (18) years of age is not to operate a  
28 motor vehicle while using a wireless telephone device to talk, text message,  
29 or access the Internet.

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

32 (1)(A) For a first offense, the issuance of a citation as a  
33 warning.

34 (B) No penalty is to be imposed.

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



