

1 State of Arkansas
2 89th General Assembly
3 Regular Session, 2013
4

As Engrossed: S3/19/13

A Bill

SENATE BILL 851

5 By: Senators D. Johnson, J. Woods, J. Hutchinson
6

For An Act To Be Entitled

8 AN ACT TO INCREASE THE REQUIRED AMOUNT OF MOTOR
9 VEHICLE LIABILITY INSURANCE FOR PUBLIC TRANSIT
10 AUTHORITIES TRANSPORTING THE GENERAL PUBLIC; AND FOR
11 OTHER PURPOSES.
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Subtitle

14 TO INCREASE THE REQUIRED AMOUNT OF MOTOR
15 VEHICLE LIABILITY INSURANCE FOR PUBLIC
16 TRANSIT AUTHORITIES TRANSPORTING THE
17 GENERAL PUBLIC.
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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 § 14-334-104 is amended to read as follows:
24 14-334-104. Authority as public corporation.

25 (a) ~~Each An authority, when created, and the members thereof, shall~~
26 ~~constitute~~ created under this subchapter is a public corporation and, as
27 ~~such, shall have~~ with perpetual succession, that may contract and be
28 contracted with, may sue and be sued, and may have and use a common seal.

29 (b) The exercise of the powers and performance of duties provided for
30 in this chapter by ~~each~~ an authority are declared to be public and
31 governmental functions, exercised for a public purpose and matters of public
32 necessity, conferring upon ~~each~~ an authority governmental immunity from suit
33 in tort except to the extent of its motor vehicle liability insurance
34 coverage under subsection (c) of this section.

35 (c) An authority that transports members of the general public for
36 compensation shall maintain for each motor vehicle owned, leased, or



1 otherwise used by the authority to transport members of the general public
2 for compensation:

3 (1) Motor vehicle liability insurance of:

4 (A) Not less than five hundred thousand dollars
5 (\$500,000) for bodily injury or death of one (1) person in any one (1)
6 accident;

7 (B) Not less than one million dollars (\$1,000,000)
8 for bodily injury or death of two (2) or more persons in any one (1)
9 accident; and

10 (C) If the accident results in damage to or
11 destruction of property, not less than five hundred thousand dollars
12 (\$500,000) for the damage to or destruction of property of others in any one
13 (1) accident; and

14 (2) Uninsured motorist liability insurance of:

15 (A) Not less than five hundred thousand dollars
16 (\$500,000) for bodily injury or death of one (1) person in any one (1)
17 accident; and

18 (B) Not less than one million dollars (\$1,000,000)
19 for bodily injury or death of two (2) or more persons in any one (1)
20 accident.

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22 */s/D. Johnson*
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