

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

As Engrossed: S3/19/13 S3/27/13

# A Bill

SENATE BILL 851

5 By: Senators D. Johnson, J. Hutchinson  
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## 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

15 TO INCREASE THE REQUIRED AMOUNT OF MOTOR  
16 VEHICLE LIABILITY INSURANCE FOR PUBLIC  
17 TRANSIT AUTHORITIES TRANSPORTING THE  
18 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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