

1 State of Arkansas
2 90th General Assembly
3 Regular Session, 2015
4

A Bill

SENATE BILL 161

5 By: Senators J. Hutchinson, S. Flowers
6 By: Representative D. Whitaker
7

For An Act To Be Entitled

9 AN ACT TO PROVIDE LIMITED IMMUNITY FROM CRIMINAL
10 PROSECUTION FOR POSSESSION OF ALCOHOL TO PERSONS
11 UNDER TWENTY-ONE YEARS OF AGE WHO ACT RESPONSIBLY
12 DURING A MEDICAL EMERGENCY; AND FOR OTHER PURPOSES.
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Subtitle

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15 TO PROVIDE LIMITED IMMUNITY FROM CRIMINAL
16 PROSECUTION FOR POSSESSION OF ALCOHOL TO
17 PERSONS UNDER TWENTY-ONE YEARS OF AGE WHO
18 ACT RESPONSIBLY DURING A MEDICAL
19 EMERGENCY.
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23 BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF ARKANSAS:
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25 SECTION 1. Arkansas Code § 3-3-203, concerning offenses and penalties
26 related to the purchase or possession of alcohol by persons under twenty-one
27 (21) years of age, is amended to add an additional subsection to read as
28 follows:

29 (g)(1) A person under twenty-one (21) years of age is immune from
30 criminal prosecution under subsection (a) of this section if:

31 (A) The person:

32 (i) Requested emergency medical assistance in
33 response to a medical emergency of another person;

34 (ii) Remained on the scene until the emergency
35 medical assistance arrived; and

36 (iii) Cooperated with emergency medical assistance



1 providers and law enforcement personnel during the medical emergency;

2 (B) The person is the recipient of emergency medical
3 assistance requested under subdivision (g)(1)(A) of this section; or

4 (C) The person acted in concert with the person initiating
5 contact for emergency medical assistance and met the requirements of
6 subdivisions (g)(1)(A)(ii) and (iii) of this section.

7 (2) This subsection does not apply if the request for emergency
8 medical assistance does not occur until after law enforcement personnel have
9 arrived at the scene of the medical emergency.

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