

1 State of Arkansas *As Engrossed: S2/23/17 S2/28/17*

2 91st General Assembly

# A Bill

3 Regular Session, 2017

SENATE BILL 144

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5 By: Senator Bond

6 By: Representative Tucker

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## For An Act To Be Entitled

9 AN ACT TO ENHANCE THE PENALTIES FOR ENGAGING IN  
10 WIRELESS INTERACTIVE COMMUNICATION WHILE OPERATING A  
11 MOTOR VEHICLE IN CERTAIN CIRCUMSTANCES; AND FOR OTHER  
12 PURPOSES.

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## Subtitle

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

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24 SECTION 1. Arkansas Code Title 27, Chapter 51, Subchapter 15, is  
25 amended to add an additional section to read as follows:

26 27-51-1507. Additional Penalties – Collision or accident.

27 If a person pleads guilty or nolo contendere to or the finder of fact  
28 determines that the person was involved in a collision or accident resulting  
29 in property damage, physical injury or death to a person while in violation  
30 of this subchapter, a court may in addition to any other sentence assess an  
31 additional fine of:

32 (1) No less than one hundred fifty dollars (\$150) and no more  
33 than one thousand dollars (\$1,000) for the first offense;

34 (2) No less than four hundred dollars (\$400) and no more than  
35 three thousand dollars (\$3,000) for the second offense occurring within five  
36 (5) years of the first offense; and



1 (3) No less than nine hundred dollars (\$900) and no more than  
2 five thousand dollars (\$5,000) for the third or subsequent offense occurring  
3 within five (5) years of the first offense.

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5 SECTION 2. Arkansas Code § 27-51-1607(a)(1), concerning the penalties  
6 for distracted driving, is amended to read as follows:

7 (a)(1) Except for a person involved in a collision or accident under §  
8 27-51-1611 For a first offense under this subchapter, a person shall be  
9 issued a citation that is a warning citation, and no court appearance is  
10 required and no penalty shall be imposed by the court for a first offense  
11 under this subchapter.

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13 SECTION 3. Arkansas Code Title 27, Chapter 51, Subchapter 16, is  
14 amended to add an additional section to read as follows:

15 27-51-1611. Additional Penalties – Collision or accident.

16 If a person pleads guilty or nolo contendere to or the finder of fact  
17 determines that the person was involved in a collision or accident resulting  
18 in property damage, physical injury or death to a person while in violation  
19 of this subchapter, a court may in addition to any other sentence assess an  
20 additional fine of:

21 (1) No less than one hundred fifty dollars (\$150) and no more  
22 than one thousand dollars (\$1,000) for the first offense;

23 (2) No less than four hundred dollars (\$400) and no more than  
24 three thousand dollars (\$3,000) for the second offense occurring within five  
25 (5) years of the first offense; and

26 (3) No less than nine hundred dollars (\$900) and no more than  
27 five thousand dollars (\$5,000) for the third or subsequent offense occurring  
28 within five (5) years of the first offense.

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30 /s/Bond