

1 State of Arkansas  
2 92nd General Assembly  
3 Regular Session, 2019  
4

As Engrossed: S2/20/19

# A Bill

HOUSE BILL 1182

5 By: Representative C. Fite  
6 By: Senator M. Pitsch  
7

## For An Act To Be Entitled

9 AN ACT TO AMEND THE LAW CONCERNING DISTRACTED  
10 DRIVING; TO MAKE THE USE OF A HANDHELD WIRELESS  
11 TELEPHONE IN A SCHOOL ZONE A PRIMARY OFFENSE; AND FOR  
12 OTHER PURPOSES.  
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## Subtitle

15 TO AMEND THE LAW CONCERNING DISTRACTED  
16 DRIVING; AND TO MAKE THE USE OF A  
17 HANDHELD WIRELESS TELEPHONE IN A SCHOOL  
18 ZONE A PRIMARY OFFENSE.  
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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 § 27-51-1605 is amended to read as follows:  
25 27-51-1605. Enforcement.

26 Except as provided under § 27-51-1609, A a driver of a motor vehicle is  
27 not to be stopped or detained solely to determine compliance with this  
28 subchapter.  
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30 SECTION 2. Arkansas Code § 27-51-1609 is amended to read as follows:  
31 27-51-1609. Restrictions in school zones.

32 (a) Except as provided under subsection (b) of this section, a driver  
33 of a motor vehicle shall not use a handheld wireless telephone while  
34 operating a motor vehicle when passing a school building or school zone  
35 during school hours when children are present and outside the building.

36 (b) A driver of a motor vehicle who is passing a school building or



1 school zone during school hours when children are present and outside the  
2 building may use a handheld wireless telephone while operating a motor  
3 vehicle for an emergency purpose.

4 (c) *This section does not apply to a law enforcement ~~officers~~ officer*  
5 *engaged in the performance of his or her official duties.*

6 (d) A law enforcement officer may stop or detain a driver of a motor  
7 vehicle solely to determine compliance with this section.

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10 /s/C. Fite

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