

1 State of Arkansas
2 93rd General Assembly
3 Regular Session, 2021
4

A Bill

HOUSE BILL 1022

5 By: Representative C. Fite
6 By: Senator L. Eads
7

For An Act To Be Entitled

9 AN ACT TO AMEND THE LAW CONCERNING WHEN LIGHTED LAMPS
10 ARE REQUIRED ON CERTAIN TYPES OF VEHICLES AND
11 VESSELS; AND FOR OTHER PURPOSES.
12
13

Subtitle

15 TO AMEND THE LAW CONCERNING WHEN LIGHTED
16 LAMPS ARE REQUIRED ON CERTAIN TYPES OF
17 VEHICLES AND VESSELS.
18
19

20 BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF ARKANSAS:
21

22 SECTION 1. Arkansas Code § 22-4-113(c), concerning the use of certain
23 vehicles by a person who has a disability document and a valid driver's
24 license, is amended to read as follows:

25 (c) An all-terrain vehicle or golf cart that is operated between the
26 time from ~~one-half (1/2) hour after sunset and one-half (1/2) hour before to~~
27 sunrise or any other time when there is insufficient light to render clearly
28 discernible persons at a distance of five hundred feet (500') shall have
29 proper lights on the all-terrain vehicle or golf cart.
30

31 SECTION 2. Arkansas Code § 27-21-106(a)(2)(B), concerning the unlawful
32 operation of an all-terrain vehicle on a public street or highway, is amended
33 to read as follows:

34 (B)(i) An all-terrain vehicle may cross a divided highway
35 only at an intersection of the highway with another public street or highway.

36 (ii) In crossings made between the ~~hours~~ time from



1 ~~one half (1/2) hour after sunset to one half (1/2) hour before sunrise~~ or in
 2 conditions of reduced visibility, the crossing may be made only with both
 3 front and rear lights turned on;

4
 5 SECTION 3. Arkansas Code § 27-21-107(b)(2), concerning the operation
 6 of an all-terrain vehicle by a minor, is amended to read as follows:

7 (2) ~~During~~ Between the ~~hours~~ time from ~~one half (1/2) hour after~~
 8 sunset to ~~one half (1/2) hour before sunrise~~ without displaying a lighted
 9 headlight and a lighted taillight.

10
 11 SECTION 4. Arkansas Code §27-36-204(a)(1), concerning times when
 12 lighted lamps are required, is amended to read as follows:

13 (a)(1) Every vehicle, except motorcycles and motor-driven cycles, upon
 14 a highway within this state ~~at any~~ between the time from ~~one half (1/2) hour~~
 15 ~~after sunset to one half (1/2) hour before sunrise~~ and at any other time when
 16 there is not sufficient light to render clearly discernible persons and
 17 vehicles on the highway at a distance of five hundred feet (500') ahead shall
 18 display lighted lamps and illuminating devices as respectively required for
 19 different classes of vehicles, subject to exceptions with respect to parked
 20 vehicles as stated.

21
 22 SECTION 5. Arkansas Code § 27-37-205(a), concerning vehicles required
 23 to carry flares or other warning devices, is amended to read as follows:

24 (a) No person shall operate any motor truck, passenger bus, truck
 25 tractor, or any motor vehicle towing a house trailer upon any highway outside
 26 the corporate limits of municipalities ~~at any~~ between the time from ~~one half~~
 27 ~~(1/2) hour after sunset to one half (1/2) hour before sunrise~~ unless there shall
 28 be carried in the vehicle the following equipment except as provided in
 29 subsection (b) of this section:

30 (1)(A) At least three (3) flares, three (3) red electric
 31 lanterns, or three (3) portable red emergency reflectors, each of which shall
 32 be capable of being seen and distinguished at a distance of not less than six
 33 hundred feet (600') under normal atmospheric conditions at nighttime~~+~~.

34 (B)(i) No flare, fuse, electric lantern, or cloth warning
 35 flag shall be used for the purpose of compliance with the requirements of
 36 this subsection unless the equipment is of a type ~~which~~ that has been

1 submitted to the ~~commissioner~~ Secretary of the Department of Finance and
 2 Administration and approved by him or her; ~~and.~~

3 (ii) No portable reflector unit shall be used for
 4 the purpose of compliance with the requirements of this subsection unless it
 5 is so designed and constructed as to be capable of reflecting red light
 6 clearly visible from all distances within six hundred feet (600') to one
 7 hundred feet (100') under normal atmospheric conditions at night when
 8 directly in front of lawful upper beams of headlamps and unless it is of a
 9 type ~~which~~ that has been submitted to the ~~commissioner~~ secretary and approved
 10 by him or her;

11 (2) At least three (3) red-burning fusees, unless red electric
 12 lanterns or red portable emergency reflectors are carried; and

13 (3) At least two (2) red cloth flags, not less than twelve
 14 inches (12") square, with standards to support the flags.

15
 16 SECTION 6. Arkansas Code § 27-101-202(6), concerning restrictions on
 17 operating a motorboat or vessel, is amended to read as follows:

18 (6) Shall operate a vessel on any waters of this state towing a
 19 person on water skis, or an aquaplane or similar device, nor shall any person
 20 engage in water skiing, aquaplaning, or similar activity ~~at any time~~
 21 ~~the hours~~ time from ~~one-half (1/2) hour after~~ sunset to ~~one-half (1/2) hour~~
 22 ~~before~~ sunrise. However, the provisions of this subdivision (6) do not apply
 23 to night water skiing or aquaplaning on controlled areas designated for those
 24 purposes where adequate lighting is provided;