

Stricken language would be deleted from and underlined language would be added to present law.

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

As Engrossed: H2/8/21

# A Bill

HOUSE BILL 1265

5 By: Representatives Boyd, Crawford  
6 By: Senator L. Eads  
7

## For An Act To Be Entitled

9 AN ACT TO AMEND THE LAW CONCERNING THE UNLAWFUL  
10 PASSING OF A SCHOOL BUS; AND FOR OTHER PURPOSES.  
11

## Subtitle

14 TO AMEND THE LAW CONCERNING THE UNLAWFUL  
15 PASSING OF A SCHOOL BUS.  
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18 BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF ARKANSAS:  
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20 *SECTION 1. Arkansas Code § 27-51-1001(a)(1)(A)(i), concerning*  
21 *penalties for traffic violations involving school buses, is amended to read*  
22 *as follows:*

23 *(a)(1)(A)(i) Except as provided in subsection (d) of this section and*  
24 *§ 27-51-1004~~(e)~~(d), a person who violates the provisions of this subchapter*  
25 *shall upon conviction be guilty of a misdemeanor and shall be fined not less*  
26 *than two hundred fifty dollars (\$250) nor more than one thousand dollars*  
27 *(\$1,000) or confined in the county jail not to exceed ninety (90) days, or*  
28 *both fined and imprisoned.*  
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30 *SECTION 2. Arkansas Code § 27-51-1004 is amended to read as follows:*  
31 *27-51-1004. Passing when stopped prohibited.*

32 (a) When a school bus stops and displays its alternating red warning  
33 lights for the purpose of loading or unloading passengers, every operator of  
34 a motor vehicle or motorcycle meeting or overtaking the school bus from any  
35 direction shall bring the motor vehicle or motorcycle to a complete stop not  
36 less than thirty feet (30') before reaching the school bus.



1 (b) The operator of the motor vehicle or motorcycle shall not start up  
2 or attempt to pass in any direction until the school bus ~~vehicle~~ has finished  
3 receiving or discharging its passengers and is in motion again.

4 (c) A violation of this section includes the failure of the operator  
5 of a motor vehicle or motorcycle to comply with subsection (a) or subsection  
6 (b) of this section while operating the motor vehicle or motorcycle upon:

7 (1) A public road, street, or highway;

8 (2) Private or public property open to the general public; or

9 (3) A private or public road, driveway, or parking lot belonging  
10 to a kindergarten through grade twelve (K-12) private or public school.

11 (d) If the operator of a motor vehicle or motorcycle fails to comply  
12 with subsection (a) or subsection (b) of this section while demonstrating a  
13 reckless disregard for the safety of the passengers of the school bus, the  
14 operator upon conviction ~~shall be~~ is guilty of a Class A misdemeanor.

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17 /s/Boyd  
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