

1 State of Arkansas
2 95th General Assembly
3 Regular Session, 2025
4

A Bill

SENATE BILL 261

5 By: Senator A. Clark
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For An Act To Be Entitled

9 AN ACT TO AMEND THE LAW CONCERNING THE OPERATION OF
10 AN ALL-TERRAIN VEHICLE ON CERTAIN ROADS; TO AMEND THE
11 LAW CONCERNING THE ACCESS OF ALL-TERRAIN VEHICLES TO
12 UNPAVED ROADS; AND FOR OTHER PURPOSES.
13
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Subtitle

15 TO AMEND THE LAW CONCERNING THE
16 OPERATION OF AN ALL-TERRAIN VEHICLE ON
17 CERTAIN ROADS; AND TO AMEND THE LAW
18 CONCERNING THE ACCESS OF ALL-TERRAIN
19 VEHICLES TO UNPAVED ROADS.
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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 § 27-21-102, concerning the definitions to be
25 used in relation to all-terrain vehicles, is amended to add an additional
26 subdivision to read as follows:

27 (5)(A) "Unpaved road" means a public street or highway that is
28 not paved with asphalt, concrete, brick, or stone.

29 (B) "Unpaved road" includes without limitation a road
30 constructed of:

- 31 (i) Dirt;
- 32 (ii) Gravel; or
- 33 (iii) Aggregate.
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35 SECTION 2. Arkansas Code § 27-21-106(a)(1), concerning the operation
36 of all-terrain vehicles on public streets and highways, is amended to read as



1 follows:

2 (1) A person may operate an all-terrain vehicle on a public
3 street or highway if the all-terrain vehicle is:

4 (A) Both:

5 (i) Used in farming or hunting operations; and

6 ~~(B)(ii)~~ Operated on a public street or highway in
7 order to get from one field to another; or

8 (B) Operated:

9 (i) On a public street or highway that is unpaved;
10 and

11 (ii) By a person who:

12 (a) Is a resident of this state who has a
13 valid commercial driver license or noncommercial driver's license issued by
14 this state in his or her immediate possession as required under § 27-16-601;
15 or

16 (b) Is a nonresident who is subject to the
17 exemption from the licensing requirements of this state under § 27-16-603(3)
18 or (4).

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20 SECTION 3. Arkansas Code § 27-21-106(a)(3)(A), concerning the
21 operation of an all-terrain vehicle on public streets and highways, is
22 amended to read as follows:

23 (3)(A) A person who has lost one (1) or both legs above the
24 ankle or who otherwise has a serious walking disability is permitted to
25 operate a three-wheeled, four-wheeled, or six-wheeled all-terrain vehicle as
26 a means of transportation on any of the following:

27 (i) ~~A nonhard surfaced~~ An unpaved road;

28 (ii) The shoulder of a state or federal highway,
29 except as provided under subdivision (a)(3)(E) of this section; or

30 (iii) A public street or road when traveling on the
31 public street or road is the most reasonable route of access available to him
32 or her from one off-road trail to another off-road trail or from his or her
33 private property to an off-road trail.

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