

1 State of Arkansas
2 94th General Assembly
3 Regular Session, 2023
4

As Engrossed: S4/5/23

A Bill

SENATE BILL 504

5 By: Senator J. Petty
6 By: Representative Pearce
7

For An Act To Be Entitled

9 AN ACT TO PROHIBIT PEDESTRIANS ON A CONTROLLED ACCESS
10 HIGHWAY; AND FOR OTHER PURPOSES.
11

Subtitle

14 TO PROHIBIT PEDESTRIANS ON A CONTROLLED
15 ACCESS HIGHWAY.
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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 Title 27, Chapter 51, Subchapter 12, is
21 amended to add an additional section to read as follows:

22 27-51-1206. Pedestrians prohibited on controlled-access highway.

23 (a) As used in this section:

24 (1) "Construction personnel" means an employee of the Arkansas
25 Department of Transportation or a contractor of the State Highway Commission;

26 (2) "Controlled-access highway" means a state highway or street
27 that:

28 (A) Is designed for an unhindered flow of traffic without
29 intersections, traffic signals, or property access; and

30 (B) Regulates the ingress and egress of a motor vehicle;

31 (3) "Highway work zone" means an area upon or adjacent to a
32 highway or street of this state where construction, reconstruction,
33 maintenance, or any other type of work is being performed by construction
34 personnel; and

35 (4)(A) "Pedestrian" means a person afoot.

36 (B) "Pedestrian" does not include a person who is the



1 driver or passenger of a motor vehicle traveling on a controlled-access
2 highway.

3 (b) A pedestrian shall not be within the property boundaries of a
4 controlled-access highway unless he or she is:

5 (1) Directed by a police officer; or

6 (2) Construction personnel in a highway work zone.

7 (c) A person who violates this section, upon conviction shall pay a
8 fine not to exceed one hundred dollars (\$100).

9 (d) It is a defense to prosecution of this section that the pedestrian
10 was first within a motor vehicle upon the controlled-access highway and
11 exited the motor vehicle due to a mechanical breakdown, a motor vehicle
12 accident, or other emergency.

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/s/J. Petty

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APPROVED: 4/12/23

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