

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

As Engrossed: S3/10/25

**A Bill**

SENATE BILL 261

5 By: Senator A. Clark  
6 By: Representative Womack  
7

**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.  
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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, chip-seal, concrete, brick, or stone.

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

31 (i) Dirt; or

32 (ii) Gravel.  
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34 SECTION 2. Arkansas Code § 27-21-106(a)(1), concerning the operation  
35 of all-terrain vehicles on public streets and highways, is amended to read as  
36 follows:



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

3 (A) Both:

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

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

7 (B) Operated:

8 (i) Except as provided in subsection (c) of this  
9 section, on a public street or highway that is unpaved; and

10 (ii) By a person who:

11 (a) Is a:

12 (1) 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 (2) Nonresident who is subject to the  
17 exemption from the licensing requirements of this state under § 27-16-603(3)  
18 or (4); and

19 (b) Maintains liability insurance on the all-  
20 terrain vehicle that provides at a minimum the following coverage:

21 (i) Not less than twenty-five thousand  
22 dollars (\$25,000) for bodily injury or death of one (1) person in any one (1)  
23 accident; and

24 (ii) If the accident results in damage  
25 to or destruction of property, not less than twenty-five thousand dollars  
26 (\$25,000) for the damage to or destruction of property of others in any one  
27 (1) accident.

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

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

36 (i) ~~A nonhard-surfaced~~ An unpaved road;

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

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

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8 SECTION 4. Arkansas Code § 27-21-106, concerning the operation  
9 of an all-terrain vehicle on public streets and highways, is amended to add  
10 an additional subsection to read as follows:

11 (c) The quorum court of a county may adopt an ordinance to prohibit  
12 the operation of an all-terrain vehicle under subdivision (a)(1)(B) of this  
13 section on unpaved roads located in the county by a two-thirds (2/3) vote of  
14 the total membership of the quorum court.

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16 /s/A. Clark  
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