

1 comparing the relative speeds or power of acceleration of the motor
2 vehicle or motor vehicles within a certain distance or time limit.

3 (b) "Public highway" means a public road, County road, City street, or any paved or
4 unpaved roadway that is owned or maintained by the City or is open to the use of
5 the public for purposes of vehicular travel.

6 (c) "Race" means the operation or use of one (1) or more motor vehicles traveling with
7 excessive or at dangerous speeds in an attempt to:

8 (1) Outgain or outdistance another motor vehicle or motor vehicles; or,

9 (2) Arrive at a given destination ahead of another motor vehicle or motor
10 vehicles; or,

11 (3) Test the physical stamina or endurance of drivers over long-distance
12 driving routes.

13 **Section 2.** (a) A person commits vehicular trespass if he or she operates a vehicle with willful or
14 wanton disregard for the safety of persons or property on parking lots or other paved or unpaved surfaces
15 which belong to private businesses when the owner or holder of the lease estate, or person or entity under
16 a management or other agreement for the space has posted notice in the form of a visible sign that contains
17 the following language:

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No Trespassing 19 No Access to Parking Lots After Close of Business 20 Violators Will Be Prosecuted

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22 All such signs shall be a minimum size of eighteen (18) inches by twelve (12) inches in lettering that is not less
23 than one inch High.

24 (b) A sign on private property required by this ordinance shall be placed at every entrance and exit on
25 the premises;

26 (c) All signs required by this ordinance shall be conspicuously displayed and clearly visible.

27 **Section 3.** (a) Pursuant to Arkansas Code Annotated § 27-50-309, a person commits drag racing on a
28 public highway if he or she knowingly:

29 (1) Operates a motor vehicle in a race or drag race on a public highway and commits a violation
30 of Arkansas Code Annotated § 27-50-302(a)(1)-(9), *i.e.*, (i) racing on a public highway;
31 (ii) reckless driving (iii) driving with lights off to avoid detection, identification, or
32 apprehension; (iv) hazardous driving; (v) leaving the scene of an accident involving
33 property damage only; (vi) driving the wrong way on a one-way street; (vii) speeding in
34 excess of fifteen (15) miles per hour over the posted speed limit; or (viii) using nitrous
35 oxide in a motor vehicle or motorcycle on a street or highway as prohibited under A.C.A.
36 § 27-37-803; or,

1 (2) Participates in, promotes, solicits, or collects moneys at any location for any race or drag
2 race on a public highway; or ,

3 (3) Rides as a passenger in or on a motor vehicle in any race or drag race on a public highway.

4 (b) A person commits the crime of observing a drag race as a spectator on a public highway if he or she
5 with the purpose to observe a drag race on a public highway:

6 (1) Is knowingly present at and purposely observes the drag race or the preparation for the drag
7 race; and,

8 (2) Purposely demonstrates through active encouragement, assistance, facilitation, urging, or a
9 request that the drag race commence.

10 (c) It shall be unlawful for any person to drive or observe as a spectator any motor vehicle in a race
11 upon any street or public highway in the City and any person in violation thereof shall be punished pursuant
12 to Section 1-9 of this Code.

13 **Section 4.** Pursuant to Arkansas Code Annotated § 27-51-104:

14 (a) It shall be unlawful for any person to drive or operate any vehicle in such a careless manner as
15 to evidence a failure to keep a proper lookout for other traffic, vehicular or otherwise, or in such a
16 manner as to evidence a failure to maintain proper control on public thoroughfares or private property
17 in the State of Arkansas in violation of the following prohibited acts;

18 (1) Improper or unsafe lane changes on public roadways; or,

19 (2) Driving onto or across private property to avoid intersections, stop signs, traffic control
20 devices, or traffic lights; or,

21 (3) Driving in such a manner, or at such a speed, so as to cause a skidding, spinning, or
22 sliding of tires or a sliding of the vehicle; or,

23 (4) Driving too close to, or colliding with, parked or stopped vehicles, fixtures, persons, or
24 objects adjacent to the public thoroughfares; or,

25 (5) Driving a vehicle which has any part thereof, or any object, extended in such fashion
26 as to endanger persons or property; or,

27 (6) To operate any vehicle in such a manner which would cause a failure to maintain
28 control; or,

29 (7) To operate or drive a vehicle wherein or whereon passengers are located in such a
30 manner as to be dangerous to the welfare of such passengers; or,

31 (8) To operate a vehicle in any manner, when the driver is inattentive, and such inattention
32 is not reasonable and prudent in maintaining vehicular control.

33 It shall be unlawful for any person to drive any motor vehicle in a careless or prohibited manner upon
34 any street, public highway, or private property in the City and any person in violation shall be punished as
35 set forth in A.C.A. § 27-51-104(c).

Section 5. (a) A person commits the act of illegal caravanning if he or she knowingly:

Travels with any group of vehicles within the corporate limits of the City of Little Rock, Arkansas, in close proximity to one another, and any vehicle within the group commits two (2) or more traffic violations, such as, but not limited to, careless and prohibiting driving, improper lane usage, racing, or reckless driving.

(b) It shall be unlawful for any person to engage in the act of an illegal caravan in the City and any person in violation shall be punished pursuant to Section 1-9 of this Code.

Section 6. Severability. In the event any title, section, paragraph, item, sentence, clause, phrase, or word of this Ordinance is declared or adjudged to be invalid or unconstitutional, such declaration or adjudication shall not affect the remaining portions of the ordinance which shall remain in full force and effect as if the portion so declared or adjudged invalid or unconstitutional was not originally a part of this Ordinance.

Section 7. Repealer. All laws, ordinances, resolutions, or parts of the same that are inconsistent with the provisions of this Ordinance are hereby repealed to the extent of such inconsistency.

Section 8. Emergency Clause. *The ability to prevent vehicular trespass, drag racing, and illegal caravanning is essential to the public health, safety, and welfare; an emergency is, therefore, declared to exist and this ordinance shall be in full force and effect from and after the date of its passage except as provided herein.*

PASSED: April 20, 2021

ATTEST:

APPROVED:

Susan Langley, City Clerk

Frank Scott, Jr., Mayor

APPROVED AS TO LEGAL FORM:

Thomas M. Carpenter, City Attorney

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