

ORDINANCE NO. 126

ORDINANCE ESTABLISHING THE OFFENSE OF
CARELESS AND INATTENTIVE DRIVING AND ESTABLISHING
PENALTIES THEREFOR AND DECLARING AN EMERGENCY
AND FOR OTHER PURPOSES

BE IT ORDAINED BY THE QUORUM COURT OF RANDOLPH COUNTY, ARKANSAS:

Section 1. It shall be unlawful for any person to operate a motor vehicle in a careless or inattentive manner or in disregard of the safety of persons or property within Randolph County, Arkansas.

Section 2. Careless and inattentive driving shall be considered a lesser offense than reckless driving and shall be applicable in those circumstances where the conduct of the operator has been careless or inattentive or imprudent, in light of the circumstances then existing, rather than heedless or wanton in those cases where the danger to persons or property by the motor vehicle operator's conduct is slight.

Section 3. Any person convicted of a violation of this Ordinance shall be guilty of a misdemeanor and shall be fined in any sum not exceeding \$500.00.

Section 4. It has been determined by the Quorum Court of Randolph County, Arkansas that many individuals drive their vehicles in a careless and imprudent manner and have been allowed to escape the penalties of the law and further, that there is a State Statute prohibiting the driving of an automobile in a reckless, willful disregard of the rights and property of other persons and there does not exist a law prohibiting the driving of a vehicle in a careless manner which would be a lesser careless and inattentive manner which would be a lesser offense, and in most cases the driving conduct of an individual which does not amount to reckless driving, creates an unreasonable risk of danger to persons and property; and, this Ordinance being necessary for the protection of the public health and welfare, an emergency is hereby deemed to exist and shall be in full force and effect from

and after its passage, approval and publication.

DATED this 4th day of October, 1984.

APPROVED:

Earl Chester
EARL CHESTER, JUDGE

ATTEST:

Phyllis French
PHYLLIS FRENCH, CLERK