

Stricken language would be deleted from and underlined language would be added to the law as it existed prior to this session of the General Assembly.

Act 446 of the Regular Session

1 State of Arkansas  
2 85th General Assembly  
3 Regular Session, 2005  
4

# A Bill

HOUSE BILL 1528

5 By: Representatives Overbey, Bolin  
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## For An Act To Be Entitled

9 AN ACT TO PERMIT THE DIRECTOR OF THE DEPARTMENT  
10 OF FINANCE AND ADMINISTRATION, AS COMMISSIONER OF  
11 MOTOR VEHICLES, TO ENTER INTO A COMPACT TO SHARE  
12 DRIVER'S LICENSE INFORMATION WITH OTHER STATES;  
13 AND FOR OTHER PURPOSES.  
14

### Subtitle

15 TO PERMIT THE DIRECTOR OF THE  
16 DEPARTMENT OF FINANCE AND  
17 ADMINISTRATION, AS COMMISSIONER OF MOTOR  
18 VEHICLES, TO ENTER INTO A COMPACT TO  
19 SHARE DRIVER'S LICENSE INFORMATION WITH  
20 OTHER STATES.  
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24 BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF ARKANSAS:  
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26 SECTION 1. Arkansas Code Title 27, Chapter 16, Subchapter 5 is amended  
27 to add an additional section to read as follows:

28 27-16-509. Reciprocal agreements.

29 (a)(1) For the purposes of this section, "reciprocal agreement" means  
30 the Driver's License Agreement or a similar proposed compact regarding the  
31 uniform transfer of driver's license information to prevent a person from  
32 having multiple driving records in multiple states or jurisdictions.

33 (2) "Reciprocal agreement" includes an agreement that:

34 (A) Provides a consistent method of sharing driving  
35 records and updating violations in multiple states or jurisdictions.



1 including ticket and violation information; and

2 (B) Takes advantage of technological advances in the  
 3 transmission of data.

4 (b) The purpose of this section is to allow the State of Arkansas to  
 5 negotiate and consummate a reciprocal agreement with the duly authorized  
 6 officials or representatives of the following:

7 (1) A state or territory of the United States;

8 (2) A state, territory, district, or province of Canada or  
 9 Mexico; or

10 (3) The government of the United States, Canada, or Mexico.

11 (c)(1) The Director of the Department of Finance and Administration,  
 12 as the Commissioner of Motor Vehicles, may negotiate and consummate a  
 13 reciprocal agreement as provided under this section.

14 (2) If the Director of the Department of Finance and  
 15 Administration, as the Commissioner of Motor Vehicles, enters into a  
 16 reciprocal agreement under this section, then the director shall exercise due  
 17 regard for the advantage and convenience of resident drivers and citizens of  
 18 the State of Arkansas.

19 (3) The Director of the Department of Finance and  
 20 Administration, as the Commissioner of Motor Vehicles, shall only enter into  
 21 a reciprocal agreement that extends equal or greater privileges and  
 22 exemptions to Arkansas motor vehicle drivers as compared to the privileges  
 23 and exemptions provided to the other entity's motor vehicle drivers.

24 (d)(1) The Director of the Department of Finance and Administration,  
 25 as the Commissioner of Motor Vehicles, shall enter into a reciprocal  
 26 agreement under this section by promulgating rules in compliance with the  
 27 Arkansas Administrative Procedure Act, § 25-15-201 et seq.

28 (2) The reciprocal agreement shall become effective as outlined  
 29 in the reciprocal agreement.

30 (e)(1) If the Director of the Department of Finance and  
 31 Administration, as the Commissioner of Motor Vehicles, enters into a  
 32 reciprocal agreement under this section, then the director shall submit a  
 33 report within sixty (60) days after the reciprocal agreement becomes  
 34 effective, but no later than one hundred twenty (120) days before the  
 35 convening of the Eighty-Sixth General Assembly regardless of the effective  
 36 date of the reciprocal agreement, to the following:

- 1                   (A) The Chairs of the Legislative Council;
- 2                   (B) The Chairs of the House Interim Committee on Public
- 3 Transportation and the Senate Interim Committee on Public Transportation; and
- 4                   (C) The Director of the Bureau of Legislative Research.
- 5                   (2) The report under this subsection shall include the
- 6 following:
- 7                   (A) Drafts of legislation that make changes to the law
- 8 that are necessary to comply with the reciprocal agreement;
- 9                   (B) A report that explains the drafts of legislation;
- 10                   (C) Background information related to the recommended
- 11 changes in the law, including an explanation of how other states and
- 12 governments are responding to the reciprocal agreement; and
- 13                   (D) Any other information that is requested by the chairs
- 14 of the Legislative Council, the Chairs of the House Interim Committee on
- 15 Public Transportation and the Senate Interim Committee on Public
- 16 Transportation, or the Director of the Bureau of Legislative Research.

APPROVED: 03/02/2005

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