## As Engrossed: 2/10/93

| 1  | State of Arkansas  |
|----|--|
| 2  | 79th General Assembly ABII ACT 971 OF 1993                                     |
| 3  | Regular Session, 1993 HOUSE BILL 1300  |
| 4  | By: Representative Mahony  |
| 5  |  |
| 6  |  |
| 7  | For An Act To Be Entitled  |
| 8  | "AN ACT TO PERMIT STUDENTS ENROLLED IN HOME SCHOOLS TO                         |
| 9  | RECEIVE A TEMPORARY DRIVER'S LICENSE IF THEY BECOME                            |
| 10 | ELIGIBLE FOR THE DRIVER_S LICENSE BEFORE ANNUAL                                |
| 11 | ACHIEVEMENT TESTS FOR THE SCHOOL YEAR ARE ADMINISTERED;                        |
| 12 | AND FOR OTHER PURPOSES."   |
| 13 |  |
| 14 | Subtitle   |
| 15 | "TO PERMIT HOME SCHOOL STUDENTS TO RECEIVE TEMPORARY                           |
| 16 | DRIVER_S LICENSES BEFORE TAKING ANNUAL ACHIEVEMENT TESTS."                     |
| 17 |  |
| 18 | BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF ARKANSAS:                |
| 19 |  |
| 20 | SECTION 1. Arkansas Code §27-16-701(d) is hereby amended to read as            |
| 21 | follows:   |
| 22 | "(d)(1)(A) Every application for an instruction permit or for an               |
| 23 | operator's or chauffeur's license by a person less than eighteen (18) years    |
| 24 | old on October 1 of any year shall be accompanied by proof of receipt of a     |
| 25 | high school diploma or its equivalent or enrollment and regular attendance in  |
| 26 | a public, private, or parochial school; proof that such person is being        |
| 27 | provided schooling at home as described in §6-15-501 et seq.; or proof that    |
| 28 | such person is enrolled in a postsecondary vocational-technical program, a     |
| 29 | community college, or a two-year or four-year institution of higher education. |
| 30 | (B) _Regular attendance_ shall be attendance in compliance                     |
| 31 | with the established written policy of the school district or school           |
| 32 | concerning truancy.  |
| 33 | (2) After July 1, 1993, such person shall present proof of a _C_               |
| 34 | average for the previous semester or grading period in order to be issued a    |
| 35 | license.   |
| 36 | (3) After July 1, 1993, a student with disabilities receiving                  |

35

```
1 special education or related services shall present proof that the student is
 2 successfully completing his individual education plan in order to be issued a
 3 license.
               (4) After July 1, 1993, a student enrolled in a home school shall
 5 present proof that he is successfully completing his course of study as
 6 required by §§6-15-504 and 6-15-505 in order to be issued a license. If the
 7 student becomes eligible for a license before taking the annual achievement
 8 test for that school year, he may be issued a temporary license either upon
 9 the presentation of satisfactory test results from the previous school year
10 or, if the student was not enrolled in a home school during the previous
11 school year, a proof of satisfactory progress in the public or private school
12 in which he was last enrolled. The temporary license shall expire upon the
13 next July 1 after it is issued."
14
15
         SECTION 2. All provisions of this act of a general and permanent nature
16 are amendatory to the Arkansas Code of 1987 Annotated and the Arkansas Code
17 Revision Commission shall incorporate the same in the Code.
18
19
         SECTION 3. If any provision of this act or the application thereof to
20 any person or circumstance is held invalid, such invalidity shall not affect
21 other provisions or applications of the act which can be given effect without
22 the invalid provision or application, and to this end the provisions of this
23 act are declared to be severable.
2.4
25
         SECTION 4. All laws and parts of laws in conflict with this act are
26 hereby repealed.
27
28
                                    /s/J. Mahony
29
30
                                  APPROVED: 4/9/93
31
32
33
34
```