

Department of Finance and Administration

Legislative Impact Statement

Bill: HB1271

Bill Subtitle: TO INCREASE THE LOOKBACK PERIOD ALLOWABLE FOR THE SEIZURE OF A PERSON'S MOTOR VEHICLE WHEN HE OR SHE IS CONVICTED OF DRIVING WHILE INTOXICATED, FOURTH OFFENSE.

Basic Change :

Sponsor: Representative Catlett

This bill amends A.C.A. § 5-65-117 authorizing a court to seize the vehicle of a person who has plead guilty or nolo contendere or is found guilty for a fourth offense of driving while intoxicated within five (5) years of the person's first offense. Current law provides that a person's vehicle may be seized for a fourth DWI offense within a three (3) year period. This bill would provide for seizure of the vehicle for a fourth DWI offense within five (5) years.

Revenue Impact :

None

Taxpayer Impact :

None

Resources Required :

None

Time Required :

None

Procedural Changes :

None

Other Comments :

There is no emergency clause or effective date in this bill.

Legal Analysis :

Current law allows a court to order the seizure and sale of a motor vehicle of a person who pleads guilty to, or is found guilty of, a DWI fourth offense within 3 years of the first offense. This bill increases the lookback period from 3 to 5 years. Under the bill, a court would be allowed to order the seizure and sale of a motor vehicle of a person who pleads guilty to, or is found guilty of, a DWI fourth offense within 5 years of the first offense