

1 **State of Arkansas**
2 **78th General Assembly**
3 **Regular Session, 1991**
4 **By: Senator Hoofman**
5
6

A Bill

SENATE BILL 215

For An Act To Be Entitled

8 "AN ACT TO AMEND ARKANSAS CODE §27-23-117 TO PERMIT A
9 SEVEN DOLLAR (\$7.00) FEE TO BE CHARGED ONLY FOR ABSTRACTS
10 OF COMMERCIAL DRIVER'S RECORDS INSTEAD OF ALL DRIVER'S
11 RECORDS AND TO SPECIFY COMMERCIAL DRIVER'S RECORDS SHALL
12 BE RETAINED FOR LIFE OR FIFTY-FIVE (55) YEARS, WHICHEVER
13 COMES FIRST; TO AMEND ARKANSAS CODE §27-50-906 TO SPECIFY
14 DRIVER'S RECORDS, EXCEPT FOR COMMERCIAL DRIVERS, SHALL BE
15 RETAINED FOR ONLY THREE (3) YEARS; AND FOR OTHER
16 PURPOSES."

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18 BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF ARKANSAS:
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20 SECTION 1. Arkansas Code §27-23-117 is hereby amended to read as
21 follows:

22 "27-23-117. Driving record information to be furnished. Effective
23 January 1, 1990.

24 The Office of Driver Services must furnish full information regarding
25 the driving record of any person who has made application for or who has been
26 issued a commercial drivers license:

27 (a) To the driver license administrator of any other state, or province
28 or territory of Canada, requesting that information.

29 (b) To any employer or prospective employer upon request and payment of
30 a fee of ten dollars (\$10.00).

31 (c) To others, authorized to receive such information pursuant to
32 27-50-906, upon request and payment of a fee of seven dollars (\$7.00).

33 (d) The driving record information for all persons issued a commercial
34 drivers license shall be retained in the central driver record file for the

1 life of the driver or fifty-five (55) years, whichever comes first."

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3 SECTION 2. Arkansas Code §27-50-906 is hereby amended to read as
4 follows:

5 "27-50-906. Furnishing of abstracts.

6 (a) The Office of Driver Services may furnish an abstract of any
7 driver's record to:

8 (1) The driver on whom the record has been compiled;

9 (2) Any person who has been authorized in writing by the driver
10 to obtain the driver's record;

11 (3) Any court having jurisdiction over traffic offenses;

12 (4) Any law enforcement officer who shall use the report only in
13 the line of duty in enforcing the traffic laws of this state;

14 (5) Employers of drivers, provided the driver has given his
15 written consent for the employer to obtain the driver record;

16 (6) (A) Any governmental department or agency upon a showing of
17 reasonable cause as to why the driver record should be issued to such
18 governmental department or agency in order for the governmental department or
19 agency to effectively carry out its statutory duties.

20 (B) No driver record shall be reported to any individual,
21 except duly authorized officials of the office, unless a copy of the report
22 and the name of the individual or organization which received the report is
23 sent to the driver named in the report.

24 (b) Except for the driving records of commercial drivers licensees, the
25 driver record information or a driver record history of all drivers may be
26 retained in the central driver record file for a period of time not to exceed
27 three (3) years."

28 SECTION 3. Subdivision (a) (2) of Arkansas Code §27-50-909 is hereby
29 amended to read as follows:

30 "(2) A fee of five dollars (\$5.00) shall be charged for any
31 drivers license record search made and reported to the driver on whom the
32 record is compiled or any other individual or organization requesting their
33 records, except when the driver has made application for or has been issued a
34 commercial drivers license, under which circumstances the provisions of §27-
35 23-117 shall control."

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