

1 **State of Arkansas**
2 **79th General Assembly**
3 **Regular Session, 1993**
4 **By: Senator Ross**

A Bill

SENATE BILL 69

For An Act To Be Entitled

8 "AN ACT TO PROVIDE FOR THE SUSPENSION OF THE DRIVER_S
9 LICENSE OF ANY MINOR WHO COMMITS A CRIMINAL OFFENSE
10 INVOLVING THE ILLEGAL POSSESSION OR USE OF PROHIBITED
11 WEAPONS UPON THE PROPERTY OF THE PUBLIC SCHOOLS OR IN OR
12 UPON ANY SCHOOL BUS; AND FOR OTHER PURPOSES."

Subtitle

14 "SUSPENSION OF DRIVER_S LICENSE OF MINORS WHO COMMIT
15 CRIMES INVOLVING USE OF WEAPONS ON SCHOOL PROPERTY OR UPON
16 A SCHOOL BUS."

18
19 BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF ARKANSAS:

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21 SECTION 1. Whenever a person who is less than nineteen (19) years of
22 age at the time of the commission of the offense pleads guilty or nolo
23 contendere *and the plea is accepted by the court* or is found guilty of any
24 criminal offense under Chapter 73 of Title 5 of the Arkansas Code, provided
25 that the state proves that the offense was committed upon the property of the
26 public schools or in or upon any school bus, or is found by a juvenile court
27 to have committed such an offense, the court shall prepare and transmit to the
28 Department of Finance and Administration within twenty-four (24) hours after
29 the plea or finding an order of denial of driving privileges for the person.
30 In cases of extreme and unusual hardship, the order may provide for the
31 issuance of a restricted driving permit to allow driving to and from a place
32 of employment or driving to and from school.

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34 SECTION 2. Upon receipt of an order of denial of driving privileges
35 under this act, the Department of Finance and Administration shall suspend the

1 motor vehicle operator_s license of the person for not less than twelve (12)
2 months nor more than thirty-six (36) months.

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4 SECTION 3. Penalties prescribed herein shall be in addition to all
5 other penalties prescribed by law for the offenses covered by this act.

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7 SECTION 4. All provisions of this act of a general and permanent nature
8 are amendatory to the Arkansas Code of 1987 Annotated and the Arkansas Code
9 Revision Commission shall incorporate the same in the Code.

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11 SECTION 5. If any provision of this act or the application thereof to
12 any person or circumstance is held invalid, such invalidity shall not affect
13 other provisions or applications of the act which can be given effect without
14 the invalid provision or application, and to this end the provisions of this
15 act are declared to be severable.

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17 SECTION 6. All laws and parts of laws in conflict with this act are
18 hereby repealed.

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20 SECTION 7. EMERGENCY. It is hereby found and determined by the General
21 Assembly that additional enforcement mechanisms are urgently needed to deter
22 persons under nineteen (19) years of age from illegally using or possessing
23 prohibited weapons upon the property of the public schools or in or upon any
24 school bus; that this act provides an additional enforcement mechanism; and
25 that this act should go into effect immediately in order to grant law
26 enforcement officers and courts greater flexibility in dealing with the
27 illegal use or possession of prohibited weapons in the public schools.
28 Therefore, an emergency is hereby declared to exist, and this act being
29 immediately necessary for the preservation of the public peace, health, and
30 safety shall be in full force and effect from and after its passage and
31 approval.

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/s/ Senator Ross

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