

1 State of Arkansas
2 92nd General Assembly
3 Regular Session, 2019
4

A Bill

HOUSE BILL 1241

5 By: Representative Tosh
6 By: Senator Irvin
7

For An Act To Be Entitled

9 AN ACT CONCERNING PROBATIONER AND PAROLEE RESTRICTED
10 DRIVER'S LICENSE PERMITS; AND FOR OTHER PURPOSES.
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Subtitle

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13 CONCERNING PROBATIONER AND PAROLEE
14 RESTRICTED DRIVER'S LICENSE PERMITS.
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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 § 27-16-801(h), concerning definitions when
21 relating to the issuance of a driver's license, is amended to read as
22 follows:

23 (h)(1) As used in this subsection:

24 (A) "Custody" means:

25 (i) Being an inmate of the Department of Correction
26 and housed in a facility operated by the Department of Correction; or

27 (ii) Being an inmate of the Department of Community
28 Correction and housed in a detention facility; and

29 (B) "~~Eligible inmate" means a person who is within one~~
30 ~~hundred eighty (180) days of release from custody by the Department of~~
31 ~~Correction or the Department of Community Correction~~ person" means a person
32 who:

33 (i) Is within one hundred eighty (180) days of
34 release from custody; or

35 (ii) Has been released from custody within the
36 previous six (6) months.



1 (2)(A) The office shall issue an identification card to an
 2 eligible ~~inmate~~ person who has previously been issued an:

- 3 (i) Arkansas identification card; or
- 4 (ii) Arkansas driver's license and the driving
 5 privileges of the eligible ~~inmate~~ person are suspended or revoked.

6 (B) The office shall issue a driver's license to an
 7 eligible ~~inmate~~ person who has previously been issued an Arkansas driver's
 8 license if the driving privileges of the eligible ~~inmate~~ person are:

- 9 (i) Not suspended or revoked; or
- 10 (ii) Suspended or revoked solely as a result of an
 11 outstanding driver's license reinstatement fee imposed under the laws of this
 12 state.

13 (3) The Department of Correction and the Department of Community
 14 Correction shall identify eligible ~~inmates~~ persons to apply for a replacement
 15 or renewal driver's license or identification card.

16 (4) Any fees for a replacement identification card under § 27-
 17 16-805 shall be waived for an eligible ~~inmate~~ person.

18 (5) If the office issues a driver's license to an eligible
 19 ~~inmate~~ person under subdivision (h)(2)(B)(ii) of this section, the office
 20 shall waive the reinstatement fee.

21
 22 SECTION 2. Arkansas Code § 27-16-816(a), concerning a restricted
 23 driving permit issued to a probationer or parolee, is amended to read as
 24 follows:

25 (a)(1) If a person is on probation or parole, or is within ninety (90)
 26 days of release on probation or parole, for an offense that did not involve
 27 the operation of a motor vehicle and he or she has his or her license
 28 suspended for a reason not listed under § 27-16-915(b)(2)(C), the person may
 29 be eligible for a restricted driving permit under this section that permits
 30 the holder to drive a motor vehicle directly to and directly home from:

- 31 (A) A place where he or she is employed;
- 32 (B) A place where he or she, or his or her minor child,
 33 attends school;
- 34 (C) A scheduled meeting with his or her probation or
 35 parole officer; or
- 36 (D) Any place, location, or meeting that the person's

1 probation or parole officer has directed the person on probation or parole to
2 travel to or attend.

3 (2) This section does not apply to a person with an expired
4 driver's license.

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APPROVED: 2/6/19