

1 **State of Arkansas**  
2 **80th General Assembly**  
3 **Regular Session, 1995**  
4 **By: Representative Hunton**

# A Bill

**ACT 959 OF 1995**  
**HOUSE BILL 1395**

## For An Act To Be Entitled

8 "AN ACT TO REPEAL THE DUPLICATE RECORD KEEPING REQUIREMENT  
9 CONTAINED IN ARKANSAS CODE ANNOTATED § 27-16-403; TO LIMIT  
10 THE TIME THE OFFICE OF DRIVER SERVICES MUST MAINTAIN  
11 CERTAIN RECORDS; TO CLARIFY THE REQUIREMENT THAT A PARENT  
12 OR CUSTODIAN SIGN A MINOR'S APPLICATION FOR A DRIVERS  
13 LICENSE; TO PROVIDE THAT THE PERSON SIGNING THE  
14 APPLICATION SHALL BE FINANCIALLY RESPONSIBLE; AND FOR  
15 OTHER PURPOSES."

## Subtitle

17  
18 "AN ACT TO PROVIDE FOR VARIOUS TECHNICAL  
19 CORRECTIONS OF DRIVERS LICENSE LAWS."

20  
21 BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF ARKANSAS:

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23 SECTION 1. Arkansas Code Annotated § 27-16-403 is hereby repealed.

24  
25 SECTION 2. Arkansas Code Annotated § 27-50-908(b) is amended to read as  
26 follows:

27 "(b) A release signed by a driver or his legally appointed  
28 representative giving authority to an individual or organization to obtain the  
29 driver's driving record shall remain in force for a period of five (5) years  
30 from the date signed by the driver, or until the date the driver or his  
31 legally appointed representative has withdrawn the release in writing on a  
32 form approved by and supplied by the office, whichever date occurs first."

33  
34 SECTION 3. Arkansas Code Annotated § 27-16-702(a)(1)(A) is amended to  
35 read as follows:

36 "(A) The original application of any person under the age of eighteen

1 (18) years for an instruction permit, driver's license, or motor-driven cycle  
2 or motorcycle license shall be signed and verified before a person authorized  
3 to administer oaths by either the father or mother of the applicant, if either  
4 is living and has custody."

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6 SECTION 4. Arkansas Code Annotated § 27-16-702(a)(1)(B) is amended to  
7 read as follows:

8 "(B) In the event neither parent is living or has custody, then the  
9 application shall be signed by the person or guardian having custody or by an  
10 employer of the minor."

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12 SECTION 5. Arkansas Code Annotated § 27-16-702(b) is amended to read as  
13 follows:

14 "(b) Any negligence or willful misconduct of a minor under the age of  
15 eighteen (18) years when driving a motor vehicle upon a highway shall be  
16 imputed to the person who signed the application of the minor for a permit or  
17 license regardless of whether the person who signed was authorized to sign  
18 under subsection (a) of this section, which person shall be jointly and  
19 severally liable with the minor for any damages caused by the negligence or  
20 willful misconduct."

21

22 SECTION 6. All provisions of this act of a general and permanent nature  
23 are amendatory to the Arkansas Code of 1987 Annotated and the Arkansas Code  
24 Revision Commission shall incorporate the same in the Code.

25

26 SECTION 7. If any provision of this act or the application thereof to  
27 any person or circumstance is held invalid, such invalidity shall not affect  
28 other provisions or applications of the act which can be given effect without  
29 the invalid provision or application, and to this end the provisions of this  
30 act are declared to be severable.

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32 SECTION 8. All laws and parts of laws in conflict with this act are  
33 hereby repealed.

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