

ARKANSAS SENATE
87th General Assembly - Regular Session, 2009
Amendment Form

Subtitle of Senate Bill No. 309

"TO IMPROVE THE SAFETY OF ROADS AND HIGHWAYS IN THE STATE BY
ADDRESSING ISSUES RELATED TO THE LICENSING OF YOUTHFUL DRIVERS."

Amendment No. 1 to Senate Bill No. 309.

Amend Senate Bill No. 309 as originally introduced:

Page 2, line 6, delete "permit" and substitute "~~permit~~ license"

AND

Page 2, line 8, delete "(4)" and substitute "(4)(A)"

AND

Page 2, delete line 10 and substitute:

"operating a motor vehicle.

(B) This subdivision (f)(4) is not retroactive and applies only to a person who:

(i) Applies for a learner's license after the effective date of this act; and

(ii) Is issued a learner's license after the effective date of this act."

AND

Pages 2 and 3, delete Section 2 entirely and substitute:

"SECTION 2. Arkansas Code § 27-16-804(g), regarding intermediate licenses, is amended to read as follows:

(g)(1)(A) The office shall have authority to issue to those persons under eighteen (18) years of age a restricted driver's license to be known as an "intermediate driver's license".

~~(2)~~(B) The intermediate driver's license shall be issued only to an applicant with a valid instruction permit or a learner's license who is at least sixteen (16) years of age, who has remained free of a serious accident and conviction of a serious traffic violation for at least the previous six (6) months, and who meets all other licensing examination



requirements of this chapter.

~~(3)~~(C) The driver with an intermediate driver's license shall operate the motor vehicle on the public streets and highways only when all passengers in the vehicle are wearing their seat belts.

(D) A driver with an intermediate driver's license shall not use a cellular telephone device or other interactive wireless communication device while operating a motor vehicle.

(E)(i) A driver with an intermediate driver's license shall not operate a motor vehicle on public streets or highways with more than one (1) unrelated minor passenger in the motor vehicle unless the driver is accompanied by a licensed driver who is twenty-one (21) years of age or older and who is occupying the front passenger seat of the motor vehicle.

(ii) As used in this section, "unrelated minor passenger" means a passenger who is under twenty-one (21) years of age and who is not:

(a) A sibling of the driver;

(b) A step-sibling of the driver; or

(c) A child who resides in the same household

as the driver.

(F) A driver with an intermediate driver's license shall not operate a motor vehicle on public streets or highways between the hours of 11:00 p.m. and 5:00 a.m. unless the driver is:

(i) Accompanied by a licensed driver who is twenty-one (21) years of age or older;

(ii) Driving to or from a school activity, church-related activity, or job; or

(iii) Driving because of an emergency.

(2) Subdivisions (g)(1)(D)–(F) are not retroactive and apply only to a person who:

(A) Applies for an intermediate license after the effective date of this act; and

(B) Is issued an intermediate license after the effective date of this act."

AND

Page 3, line 34, delete "less than" and substitute "under"

AND

Page 4, delete Section 5 entirely

AND

If appropriate, renumber the sections of the bill

The Amendment was read the first time, rules suspended and read the second time and _____

By: Senator J. Jeffress

JSE/JSE - 02-05-2009 11:27

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Secretary