

1 State of Arkansas
2 88th General Assembly
3 Regular Session, 2011
4

A Bill

SENATE BILL 136

5 By: Senator Madison
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For An Act To Be Entitled

8 AN ACT REGARDING RESTRICTED DRIVER'S LICENSES AS THE
9 RESULT OF A DWI; AND FOR OTHER PURPOSES.

Subtitle

12 REGARDING RESTRICTED DRIVER'S LICENSES
13 AS THE RESULT OF A DWI.
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17 BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF ARKANSAS:
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19 SECTION 1. Arkansas Code § 5-65-120 is amended to read as follows:
20 5-65-120. Restricted driving permit.

21 (a) Following an administrative hearing for suspension or revocation
22 of a driver's license as provided for in § 5-65-402, or upon a request of a
23 person whose privilege to drive has been denied or suspended, the Office of
24 Driver Services or its designated agent may modify the denial or suspension
25 in a case of extreme and unusual hardship by the issuance of a restricted
26 driving permit when, upon a review of the person's driving record for a time
27 period of five (5) years prior to the current denial, revocation, or
28 suspension of driving privilege or a driver's license, at the discretion of
29 the office or its designated agent it is determined that:

30 (1) The person:

31 (A) Is not a multiple traffic law offender; or

32 (B) Does not present a threat to the general public; and

33 (2) No other adequate means of transportation exists for the
34 person except to allow driving in any of the following situations:

35 (A) To and from the person's place of employment;

36 (B) In the course of the person's employment;



1 (C) To and from an educational institution for the purpose
2 of attending a class if the person is enrolled and regularly attending a
3 class at the institution;

4 (D) To and from an alcohol education program or alcoholism
5 treatment program for drunk drivers; ~~or~~

6 (E) To and from a hospital or clinic for medical treatment
7 or care for an illness, disease, or other medical condition of the person or
8 a family member; or

9 (F) To and from his or her child's school for the purposes
10 of taking the child to or picking up the child from school or a school-
11 sponsored event.

12 (b) The restricted driving permit shall state the specific times and
13 circumstances under which driving is permitted.

14 (c) The restricted driving permit shall not be granted to any person
15 suspended for a second or subsequent offense of violating § 5-65-103, § 5-65-
16 205, § 5-65-303, or § 5-65-310.

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