

ARKANSAS SENATE
85th General Assembly - Regular Session, 2005
Amendment Form

Subtitle of Senate Bill No. 1068

"AN ACT CONCERNING THE SUSPENSION OF A DRIVER'S LICENSE FOR FAILURE TO
PAY COURT FINES."

Amendment No. 1 to Senate Bill No. 1068.

Amend Senate Bill No. 1068 as originally introduced:

Page 1, on line 10 delete "LICENSE" and substitute "LICENSE OR MOTOR VEHICLE REGISTRATION"

AND

Page 1, on line 15, delete "LICENSE" and substitute "LICENSE OR MOTOR VEHICLE REGISTRATION"

AND

Delete Section 1 in its entirety and substitute:

"SECTION 1. Arkansas Code § 5-4-203(b), pertaining to consequences of nonpayment of court costs and fines, is amended to read as follows:

(b)(1) When a defendant sentenced to pay a fine or costs by any court in this state defaults in the payment ~~thereof~~ of the fine or costs or of any installment, the clerk of the court where payment is due shall ~~submit~~:

(A) Submit the last known address provided to the court by the defendant and the defendant's name, birth date, and driver's license number to the Department of Finance and Administration and shall notify the department to suspend any driver's license held by the defendant; and

(B) Submit the last known address provided to the court by the defendant, the defendant's name and driver's license number, and the license plate number of each motor vehicle owned in whole or in part by the defendant and registered in this state. The clerk shall notify the department to suspend the registration of each motor vehicle.

(2)(A) Upon receipt of such the notification under subdivision (b)(1) of this section, the department shall notify the:

(i) The defendant that his or her driver's license will be suspended thirty (30) days from the date of the notice; and

(ii) The defendant and any other persons listed as an owner of each motor vehicle owned in whole or part by the defendant that the motor vehicle registration will be suspended thirty (30) days from the



date of the notice.

(3) Notice from the department shall be sufficient if mailed ~~to~~:

(A) To the defendant at either the last known address provided to the court by the defendant or to the address used by the defendant on any driver's license for a driver's license suspension; and

(B) To the defendant and all other owners of a motor vehicle as reflected on the most recent motor vehicle registration for a registration suspension.

(4) Except as notified otherwise by the clerk of the court, the department shall suspend any driver's license held by the defendant or the registration of any motor vehicle owned in whole or in part by the defendant, or both as provided in this subsection (b).

(5) The defendant shall be entitled to retain or regain any driver's license and reinstate a motor vehicle registration when:

(A)(i) The default is cured; and

(ii) The clerk of the court notifies the department to cancel or release the suspension; or

(B) The court orders reinstatement."

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

By: Senator Baker

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Secretary