

Stricken language would be deleted from present law. Underlined language would be added to present law.

1 State of Arkansas  
2 81st General Assembly  
3 Regular Session, 1997

# A Bill

HOUSE BILL 1536

4  
5 By: Representatives Fuqua, Sheppard, Rodgers, Booker, and Davis

## For An Act To Be Entitled

9 "AN ACT TO REPEAL ARKANSAS CODE 6-18-222(b) PERTAINING TO  
10 THE REVOCATION OF DRIVING PRIVILEGES OF MINORS WITH  
11 EXCESSIVE UNEXCUSED ABSENCES FROM SCHOOL; AND FOR OTHER  
12 PURPOSES."

## Subtitle

15 "TO REPEAL ARKANSAS CODE 6-18-222(b)  
16 PERTAINING TO THE REVOCATION OF DRIVING  
17 PRIVILEGES OF MINORS WITH EXCESSIVE  
18 UNEXCUSED ABSENCES FROM SCHOOL."

19  
20 BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF ARKANSAS:

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22 SECTION 1. Arkansas Code 6-18-222(b) is repealed.

23 ~~—(b)(1) Each public, private, or parochial school shall notify the~~  
24 ~~Department of Finance and Administration whenever a student fourteen (14)~~  
25 ~~years of age or older is no longer in school.~~

26 ~~—(2) Each adult education program shall notify the Department of~~  
27 ~~Finance and Administration whenever a student sixteen (16) or seventeen (17)~~  
28 ~~years of age has left the program without receiving a high school equivalency~~  
29 ~~certificate.~~

30 ~~—(3)(A) Upon receipt of such notification, the Department of~~  
31 ~~Finance and Administration shall notify the licensee by certified mail, return~~  
32 ~~receipt requested, that his motor vehicle operator's license will be suspended~~  
33 ~~unless a hearing is requested in writing within thirty (30) days from the date~~  
34 ~~of notice.~~

35 ~~—(B) The licensee shall be entitled to retain or regain his~~  
36 ~~license by providing the Department of Finance and Administration with~~

1 ~~adequate evidence that:~~

2 ~~\_\_\_\_\_ (i) The licensee is eighteen (18) years of age;~~

3 ~~\_\_\_\_\_ (ii) The licensee is attending school or an adult~~  
4 ~~education program; or~~

5 ~~\_\_\_\_\_ (iii) The licensee has obtained a high school diploma~~  
6 ~~or its equivalent.~~

7 ~~\_\_\_\_\_ (C)(i) In cases where demonstrable financial hardship would~~  
8 ~~result from the suspension of the learner's permit or driver's license, the~~  
9 ~~Department of Finance and Administration may grant exceptions only to the~~  
10 ~~extent necessary to ameliorate the hardship.~~

11 ~~\_\_\_\_\_ (ii) If it can be demonstrated that the conditions~~  
12 ~~for granting a hardship were fraudulent, the parent, guardian, or person in~~  
13 ~~loco parentis shall be subject to all applicable perjury statutes.~~

14 ~~\_\_\_\_\_ (D) The Department of Finance and Administration shall have~~  
15 ~~the power to promulgate rules and regulations to carry out the intent of this~~  
16 ~~section and shall distribute to each public, private, and parochial school and~~  
17 ~~each adult education program a copy of all rules and regulations adopted under~~  
18 ~~this section.~~

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