

Stricken language would be deleted from and underlined language would be added to the law as it existed prior to this session of the General Assembly.

1 State of Arkansas  
2 85th General Assembly  
3 Regular Session, 2005  
4

As Engrossed: S3/23/05

# A Bill

SENATE BILL 1068

5 By: Senator Baker  
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## For An Act To Be Entitled

9 AN ACT CONCERNING THE SUSPENSION OF A DRIVER'S  
10 LICENSE OR MOTOR VEHICLE REGISTRATION FOR FAILURE  
11 TO PAY COURT FINES; AND FOR OTHER PURPOSES.  
12

## Subtitle

14 AN ACT CONCERNING THE SUSPENSION OF A  
15 DRIVER'S LICENSE OR MOTOR VEHICLE  
16 REGISTRATION FOR FAILURE TO PAY COURT  
17 FINES.  
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20 BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF ARKANSAS:  
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22 SECTION 1. Arkansas Code § 5-4-203(b), pertaining to consequences of  
23 nonpayment of court costs and fines, is amended to read as follows:

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

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

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

36 (2)(A) Upon receipt of ~~such~~ the notification under subdivision



1 (b)(1) of this section, the department shall notify ~~the~~:

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

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

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

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

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

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

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

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

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

24 (B) The court orders reinstatement.

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26 /s/ Baker  
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