

State of Arkansas
92nd General Assembly
Regular Session, 2019

A Bill

HOUSE BILL 1241

By: Representative Tosh

By: Senator Irvin

For An Act To Be Entitled

AN ACT CONCERNING PROBATIONER AND PAROLEE RESTRICTED
DRIVER'S LICENSE PERMITS; AND FOR OTHER PURPOSES.

Subtitle

CONCERNING PROBATIONER AND PAROLEE
RESTRICTED DRIVER'S LICENSE PERMITS.

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

SECTION 1. Arkansas Code § 27-16-801(h), concerning definitions when relating to the issuance of a driver's license, is amended to read as follows:

(h)(1) As used in this subsection:

(A) "Custody" means:

(i) Being an inmate of the Department of Correction and housed in a facility operated by the Department of Correction; or

(ii) Being an inmate of the Department of Community Correction and housed in a detention facility; and

(B) "~~Eligible inmate~~" ~~means a person who is within one hundred eighty (180) days of release from custody by the Department of Correction or the Department of Community Correction~~ person" means a person who:

(i) Is within one hundred eighty (180) days of release from custody; or

(ii) Has been released from custody within the previous six (6) months.



(2)(A) The office shall issue an identification card to an eligible ~~inmate~~ person who has previously been issued an:

- (i) Arkansas identification card; or
- (ii) Arkansas driver's license and the driving privileges of the eligible ~~inmate~~ person are suspended or revoked.

(B) The office shall issue a driver's license to an eligible ~~inmate~~ person who has previously been issued an Arkansas driver's license if the driving privileges of the eligible ~~inmate~~ person are:

- (i) Not suspended or revoked; or
- (ii) Suspended or revoked solely as a result of an outstanding driver's license reinstatement fee imposed under the laws of this state.

(3) The Department of Correction and the Department of Community Correction shall identify eligible ~~inmates~~ persons to apply for a replacement or renewal driver's license or identification card.

(4) Any fees for a replacement identification card under § 27-16-805 shall be waived for an eligible ~~inmate~~ person.

(5) If the office issues a driver's license to an eligible ~~inmate~~ person under subdivision (h)(2)(B)(ii) of this section, the office shall waive the reinstatement fee.

SECTION 2. Arkansas Code § 27-16-816(a), concerning a restricted driving permit issued to a probationer or parolee, is amended to read as follows:

(a)(1) If a person is on probation or parole, or is within ninety (90) days of release on probation or parole, for an offense that did not involve the operation of a motor vehicle and he or she has his or her license suspended for a reason not listed under § 27-16-915(b)(2)(C), the person may be eligible for a restricted driving permit under this section that permits the holder to drive a motor vehicle directly to and directly home from:

- (A) A place where he or she is employed;
- (B) A place where he or she, or his or her minor child, attends school;
- (C) A scheduled meeting with his or her probation or parole officer; or
- (D) Any place, location, or meeting that the person's

probation or parole officer has directed the person on probation or parole to travel to or attend.

(2) This section does not apply to a person with an expired driver's license.

APPROVED: 2/6/19