

Stricken language would be deleted from and underlined language would be added to present law.
Act 704 of the Regular Session

State of Arkansas
92nd General Assembly
Regular Session, 2019

As Engrossed: S3/18/19
A Bill

SENATE BILL 513

By: Senators B. Johnson, B. Ballinger

By: Representative Capp

For An Act To Be Entitled

AN ACT CONCERNING A SUSPENSION OF A PERSON'S DRIVER'S
LICENSE FOR POSSESSING A CONTROLLED SUBSTANCE; AND
FOR OTHER PURPOSES.

Subtitle

CONCERNING A SUSPENSION OF A PERSON'S
DRIVER'S LICENSE FOR POSSESSING A
CONTROLLED SUBSTANCE.

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

SECTION 1. Arkansas Code § 27-16-915(b)(1), concerning the suspension of a person's driver's license for possessing a controlled substance, is amended to read as follows:

(b)(1)(A) When a person is accepted and enrolled in a court-approved pre-adjudication specialty court program for an offense involving the illegal possession or use of a controlled substance, pleads guilty or nolo contendere, or is found guilty of any criminal offense involving the illegal possession or use of controlled substances under the Uniform Controlled Substances Act, § 5-64-101 et seq., or of any drug offense, in this state or any other state, the court having jurisdiction of the matter, including any *federal court*, unless there are compelling circumstances warranting an exception, shall prepare and transmit to the Department of Finance and Administration an order to suspend the driving privileges of the person for six (6) months, provided the order regarding a person who is a holder of a commercial driver's license issued under the Arkansas Uniform Commercial



Driver License Act, § 27-23-101 et seq., or under the laws of another state shall include the suspension of the driving privileges of that person to drive a commercial motor vehicle, as the term "commercial motor vehicle" is defined in § 27-23-103, or as similarly defined by the laws of any other state, for a period of one (1) year.

(B) Courts Unless there are compelling circumstances warranting an exception, courts within the State of Arkansas shall prepare and transmit to the department an order within twenty-four (24) hours after the:

- (i) Plea of guilty or nolo contendere;
- (ii) Finding of guilt; or
- (iii) Acceptance and enrollment in a specialty

court.

(C) Courts Unless there are compelling circumstances warranting an exception, courts outside Arkansas having jurisdiction over a person holding driving privileges issued by the State of Arkansas shall prepare and transmit an order ~~pursuant to~~ under an agreement or arrangement entered into between that state and the Director of the Department of Finance and Administration.

(D) The agreement or arrangement may also provide for the forwarding by the department of an order issued by a court within this state to the state where the person holds driving privileges issued by that state.

/s/B. Johnson

APPROVED: 4/4/19