

State of Arkansas
95th General Assembly
Regular Session, 2025

As Engrossed: S3/31/25

A Bill

SENATE BILL 540

By: Senator M. Johnson

By: Representatives Ennett, *Furman*

For An Act To Be Entitled

AN ACT TO AMEND THE LAW CONCERNING THE SUSPENSION OR REVOCATION OF A DRIVER'S LICENSE FOR THE INABILITY TO DRIVE; TO LIMIT THE SUSPENSION OR REVOCATION OF A DRIVER'S LICENSE OR IMPOSITION OF RESTRICTIONS ON A DRIVER'S LICENSE OF A PERSON WHO HAS SUFFERED A SEIZURE; AND FOR OTHER PURPOSES.

Subtitle

TO LIMIT THE SUSPENSION OR REVOCATION OF A DRIVER'S LICENSE OR IMPOSITION OF RESTRICTIONS ON A DRIVER'S LICENSE OF A PERSON WHO HAS SUFFERED A SEIZURE.

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

SECTION 1. DO NOT CODIFY. Legislative findings and intent.

(a) The General Assembly finds that:

(1) A 2025 position statement from the American Academy of Neurology endorsed a three-month seizure-free period for drivers with seizures;

(2) Seizures are a common occurrence, affecting between nine percent (9%) and ten percent (10%) of the population over the course of a person's lifetime; and

(3) Driving is highly regulated for people with epilepsy, compromising their independence, ability to work, and ability to maintain relationships, despite the fact that epilepsy-related car crashes constitute only two-tenths of one percent (0.2%) of car crashes in the United States



compared to the four percent (4%) of car crashes related to cardiovascular disease and thirty percent (30%) of car crashes related to alcohol.

(b) The General Assembly intends for this act to align Arkansas driving laws with the American Academy of Neurology's recommendations and the majority of other states regarding the operation of a motor vehicle by a person who has previously suffered a seizure.

SECTION 2. Arkansas Code § 27-16-909(b), concerning the suspension or revocation of a driver's license for the inability to drive, is amended to add an additional subdivision to read as follows:

(b)(1) Upon receipt by the Office of Driver Services of evaluations required under subsection (a) of this section, the Office of Driver Services may suspend or revoke the license of the person or may permit the person to retain his or her license or may issue a license subject to restrictions as permitted under § 27-16-804.

(2) If the Office of Driver Services requires a licensee to submit to an evaluation under subsection (a) of this section because the person suffered a seizure, the Office of Driver Services shall not suspend or revoke the license of the person or impose a restriction on the driver's license of the person for a period greater than six (6) months from the date that he or she last experienced a seizure regardless of whether the person is on medication.

/s/M. Johnson

APPROVED: 4/16/25