

Stricken language would be deleted from and underlined language would be added to present law.

State of Arkansas
94th General Assembly
Regular Session, 2023

A Bill

HOUSE BILL 1835

By: Representative Ennett
By: Senator M. Johnson

For An Act To Be Entitled

AN ACT TO AMEND THE LAW CONCERNING THE SUSPENSION OF
A DRIVER'S LICENSE FOR THE INABILITY TO DRIVE AFTER A
SEIZURE; AND FOR OTHER PURPOSES.

Subtitle

TO AMEND THE LAW CONCERNING THE
SUSPENSION OF A DRIVER'S LICENSE FOR THE
INABILITY TO DRIVE AFTER A SEIZURE.

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

SECTION 1. Arkansas Code Title 27, Chapter 16, Subchapter 9, is amended to add an additional section to read as follows:

27-16-917. Suspension after medical seizure - Exceptions.

(a) As used in this section:

(1) "Breakthrough seizure" means a sudden unexpected seizure in a person who previously had his or her seizures under control; and

(2) "Isolated seizure" means a one-time seizure with a clearly identified cause for which the person has received treatment and there is little to no risk of reoccurrence.

(b) Except as provided by subsections (c) and (d) of this section, the Office of Driver Services shall suspend a person's driver's license for a period of six (6) months from the date he or she last experiences a seizure, with or without medication.

(c) The six (6) month suspension period under subsection (a) of this section is not required if a person experiences:



(1) A nocturnal seizure;

(2) An aura prior to a seizure; or

(3) A seizure that is the result of a temporary medical condition or medical change.

(d) The Office of Driver Services may reinstate a person's driver's license three (3) months from the date he or she experiences a breakthrough seizure or an isolated seizure.

(e) At the end of the driver's license suspension period, a person shall apply to have his or her driver's license reinstated as required by § 27-16-909.

(f) The Office of Driver Services may promulgate rules necessary to implement this section.