

1 State of Arkansas
2 95th General Assembly
3 Regular Session, 2025
4

As Engrossed: H3/19/25

A Bill

HOUSE BILL 1745

5 By: Representatives Hawk, Brooks, Joey Carr, Eaves, Evans, Hall, Holcomb, Milligan, Nazarenko,
6 Painter, Pilkington, Schulz, Vaught, *Henley*
7 By: Senators K. Hammer, J. Boyd, J. Bryant, Dees, Gilmore
8

For An Act To Be Entitled

10 AN ACT TO REQUIRE CERTAIN COMMERCIAL DRIVER LICENSE
11 HOLDERS TO POSSESS A UNITED STATES WORK AUTHORIZATION
12 TO OPERATE A COMMERCIAL MOTOR VEHICLE IN THE STATE;
13 TO CREATE THE OFFENSE OF PRESENTING A FALSE FOREIGN
14 COMMERCIAL DRIVER LICENSE; AND FOR OTHER PURPOSES.
15

Subtitle

18 TO REQUIRE CERTAIN COMMERCIAL DRIVER
19 LICENSE HOLDERS TO POSSESS A UNITED
20 STATES WORK AUTHORIZATION TO OPERATE A
21 COMMERCIAL MOTOR VEHICLE IN THE STATE;
22 AND TO CREATE RELATED OFFENSES.
23

24 BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF ARKANSAS:
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26 SECTION 1. Arkansas Code Title 27, Chapter 23, is amended to add an
27 additional subchapter to read as follows:

Subchapter 3 – Offenses and Penalties

27-23-301. Definitions.

As used in this subchapter:

32 (1) "Employment Authorization Document" means a federal Form I-
33 766 United States Citizenship and Immigration Services-issued Employment
34 Authorization Document, known popularly as a "work permit"; and

35 (2) "Public record" includes:

36 (A) All official books, papers, exhibits, or records of



1 any type required by law to be created by or received and retained in a
2 governmental office or agency, affording notice or information to the public
3 or constituting a memorial of an act or transaction of a public office or
4 public servant; and

5 (B) A license, certificate, permit, seal, title, letter of
6 patent, or similar document issued by a state, territory, or possession of
7 the United States, the District of Columbia, or the Commonwealth of Puerto
8 Rico or a foreign government engaged in a reciprocal treaty or memorandum of
9 understanding with the United States.

10
11 27-23-302. Presenting false foreign commercial driver license.

12 (a) A person commits the offense of presenting a false foreign
13 commercial driver license if he or she knowingly:

14 (1) Makes, presents, or uses a public record with knowledge of
15 the falsity of the public record and with the intent that the public record
16 be taken as a genuine public record; and

17 (2) Represents that a false public record made, presented, or
18 used under subdivision (a)(1) of this section is a valid commercial driver
19 license issued by a foreign government.

20 (b) Presenting a false foreign commercial driver license is a Class D
21 felony.

22
23 27-23-303. Operating commercial vehicle without Employment
24 Authorization Document.

25 (a) A person commits the offense of operating a commercial motor
26 vehicle without an Employment Authorization Document if he or she knowingly:

27 (1) Holds a valid commercial driver license issued by a foreign
28 government; and

29 (2) Does not have an Employment Authorization Document in his or
30 her immediate possession while operating a commercial motor vehicle.

31 (b)(1) Except as provided in subdivision (b)(2) of this section,
32 operating a commercial motor vehicle without an Employment Authorization
33 Document is a Class D felony.

34 (2) Operating a commercial vehicle without an Employment
35 Authorization Document is a Class A misdemeanor if the person establishes by
36 a preponderance of the evidence that at the time the offense was committed,

1 he or she had been issued a valid Employment Authorization Document.

2
3 SECTION 2. Arkansas Code § 27-23-123 is amended to read as follows:
4 27-23-123. Reciprocity.

5 Notwithstanding any law to the contrary, a person may drive a
6 commercial motor vehicle if the person: ~~has a~~

7 (1) Has:

8 (A) A commercial driver license or commercial learner's
9 permit issued by any state or province or territory of Canada, a state,
10 territory, or possession of the United States, the District of Columbia, or
11 the Commonwealth of Puerto Rico in accordance with the minimum federal
12 standards for the issuance of commercial motor vehicle driver licenses, ~~if~~
13 ~~the person is; or~~

14 (B) Both a:

15 (i) Commercial driver license issued by Canada,
16 Mexico, or any other jurisdiction under a waiver or exemption recognized by
17 the Federal Motor Carrier Safety Administration; and

18 (ii) Valid employment authorization document, as
19 defined in § 27-23-301; and

20 (2) Is not suspended, revoked, cancelled, or disqualified from
21 driving a commercial motor vehicle, or subject to an out-of-service order.

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23 /s/Hawk
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