

1 State of Arkansas
2 94th General Assembly
3 Regular Session, 2023
4

A Bill

HOUSE BILL 1835

5 By: Representative Ennett
6 By: Senator M. Johnson
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For An Act To Be Entitled

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

14 TO AMEND THE LAW CONCERNING THE
15 SUSPENSION OF A DRIVER'S LICENSE FOR THE
16 INABILITY TO DRIVE AFTER A SEIZURE.
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20 BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF ARKANSAS:
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22 SECTION 1. Arkansas Code Title 27, Chapter 16, Subchapter 9, is
23 amended to add an additional section to read as follows:

24 27-16-917. Suspension after medical seizure - Exceptions.

25 (a) As used in this section:

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

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

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

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



1 (1) A nocturnal seizure;

2 (2) An aura prior to a seizure; or

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

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

8 (e) At the end of the driver's license suspension period, a person
9 shall apply to have his or her driver's license reinstated as required by §
10 27-16-909.

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

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