

1 **State of Arkansas**
2 **78th General Assembly**
3 **Regular Session, 1991**
4 **By: Senators Hardin, Snyder**

A Bill

SENATE BILL 59

For An Act To Be Entitled

8 "AN ACT TO AMEND ARKANSAS CODE 27-37-306 TO GIVE PERSONS
9 HAVING ALBINISM OR LUPUS AN EXEMPTION FROM RESTRICTIONS ON
10 TINTED WINDOWS ON MOTOR VEHICLES; AND FOR OTHER PURPOSES."

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

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14 SECTION 1. Arkansas Code 27-37-306 is amended to read as follows:

15 "27-37-306. Tinted windows.

16 (a) It shall be unlawful to operate a vehicle on the public highways
17 with any reflective tinting material on any window of the vehicle. It shall
18 be unlawful to operate a vehicle on the public highways if after-market
19 tinting material, together with striping material, has been applied to any
20 windows of the vehicle or if letters or logos larger than one-fourth inch
21 (1/4") have been applied to the windows of the vehicle.

22 (b) After-market tinting of vehicle windows shall be lawful only as
23 follows:

24 (1) Windshields. The glass immediately in front of operator may
25 have a strip of tinting material applied to the top edge, known in the
26 industry as an "eyebrow", but it may not extend downward more than five inches
27 (5") from the top of the windshield.

28 (2) Front Windows and Vents. The window or windows immediately
29 to the operator's right and left may be filmed only with films designated by
30 the manufacturer as "A.T." (auto tint) 35 or any film, other than reflective
31 film, that has a light transmission of thirty-five percent (35%) or greater.

32 (3) Rear Door Windows, Quarter Glasses, and Back Glasses. The
33 rear door windows, quarter glasses, and back glass may be tinted with any tint
34 that is designated "A.T." and which permits light transmission of twenty
35 percent (20%) or greater.

1 (c) Any vehicle that is operated on Arkansas roads with after-market
2 tinting material on any glass shall have attached to the front glass
3 immediately to the operator's left a label affirming that all tinting on this
4 vehicle conforms to the requirements of this section.

5 (d) The provisions of this section shall not apply to motorists
6 operating vehicles registered in other states that have enacted legislation
7 regulating the shading of windshields or windows of motor vehicles, who are
8 driving on Arkansas roads and highways.

9 (e) (1) *A motorist shall be exempt from this section if the motorist is*
10 *diagnosed by a physician as having a disease or disorder, including but not*
11 *limited to albinism or lupus, for which the physician determines it is in the*
12 *best interest of the motorist to be exempt from the requirements of this*
13 *section. The motorist shall carry in his or her motor vehicle a physician's*
14 *certification.*

15 (2) *The installation of tinted glass shall be exempt from this*
16 *section if the tinted glass is installed in the motor vehicle of a person*
17 *exempted under this subsection, as evidenced by a physician's*
18 *certification.*

19 (f) Any installer of motor vehicle glass tinting material who installs
20 any glass tinting in violation of this section or otherwise violates the
21 provisions of this section or any person operating any motor vehicle with
22 glass tinting or other after-market alteration of the glass in the vehicle
23 which is contrary to the provisions of this section shall be guilty of a Class
24 B misdemeanor."

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26 SECTION 2. All provisions of this act of a general and permanent nature
27 are amendatory to the Arkansas Code of 1987 Annotated and the Arkansas Code
28 Revision Commission shall incorporate the same in the Code.

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30 SECTION 3. If any provision of this act or the application thereof to
31 any person or circumstance is held invalid, such invalidity shall not affect
32 other provisions or applications of the act which can be given effect without
33 the invalid provision or application, and to this end the provisions of this
34 act are declared to be severable.

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1 SECTION 4. All laws or parts of laws in conflict with this act are
2 hereby repealed.

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/s/Hardin