

Stricken language would be deleted from and underlined language would be added to the law as it existed prior to this session of the General Assembly.

1 State of Arkansas
2 84th General Assembly
3 Regular Session, 2003

A Bill

HOUSE BILL 2491

4
5 By: Representative Childers
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For An Act To Be Entitled

8
9 AN ACT TO PROHIBIT THE USE OF CERTAIN
10 REFLECTORIZED OR MIRRORED WINDOW TINTING ON MOTOR
11 VEHICLES; AND FOR OTHER PURPOSES.
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Subtitle

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15 AN ACT TO PROHIBIT THE USE OF CERTAIN
16 REFLECTORIZED OR MIRRORED WINDOW TINTING
17 ON MOTOR VEHICLES.
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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 § 27-37-302 is amended to read as follows:
23 27-37-302. Windshields, etc., to be unobstructed.

24 (a) No person shall drive any motor vehicle with any sign, poster, or
25 other nontransparent material upon the front windshield, sidewings, side or
26 rear windows of the vehicle other than a certificate or other paper required
27 to be so displayed by law if it obstructs the operator's view or the safe
28 operation of the vehicle.

29 (b) No reflectORIZED or mirrored materials shall be permitted upon or
30 in any front windshield, side windows, sidewings, or rear window.

31 (c) No person shall operate, on any highway or other public or private
32 property open to the public for vehicular travel or parking, lease, or rent
33 any motor vehicle that is required to be registered in this state unless the
34 motor vehicle conforms to the requirements of this section and of any
35 applicable regulations adopted under this section.

36 (d) No person shall install in or on any motor vehicle, any glass or



1 other material that fails to conform to the requirements of this section or
2 of any regulations adopted under this section.

3 (e) No used motor vehicle dealer or new motor vehicle dealer, as
4 defined in the Arkansas Code shall sell any motor vehicle that fails to
5 conform to the requirements of this section or of any regulation adopted
6 under this section.

7 (f) Any installer of motor vehicle glass tinting material who installs
8 any glass tinting in violation of this section or otherwise violates this
9 section or any person operating any motor vehicle with glass tinting or other
10 after market alteration of the glass in the vehicle which does not meet the
11 requirements of this section shall be guilty of a Class B misdemeanor.

12 (g)(1) The Director of the Arkansas State Police shall promulgate
13 regulations governing the use of mirrored glass and window tinting, and the
14 use of reflectorized or mirrored materials in or on motor vehicle
15 windshields, side windows, sidewings, and rear windows that prevent a person
16 with normal vision from looking into the motor vehicle from seeing or
17 identifying persons or objects inside the motor vehicle.

18 (2) The regulations adopted under this section may apply to:

19 (A) Persons who own a motor vehicle that does not conform
20 to the requirements of this section or of any regulation adopted under this
21 section; and

22 (B) Persons who have establish residency in this state and
23 are required to register a motor vehicle that they had previously registered
24 in another state that does not conform to the requirements of this section or
25 of any regulation adopted under this section.

26 (h) The Director of the Arkansas State Police may collect a fee not to
27 exceed ten dollars (\$10.00) for each motor vehicle that is inspected by and
28 registered with the Arkansas State Police as a vehicle with proper mirrored
29 or reflective window tinting as allowed by regulations adopted under this
30 section.

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32 SECTION 2. EMERGENCY CLAUSE. It is found and determined by the
33 General Assembly of the State of Arkansas that certain members of the
34 criminal community are using mirrored window tinting to hide criminal
35 activity; that mirrored window tinting as used by members of the criminal
36 community and the public also creates a danger to the safety of law

1 enforcement officers who are unable to see inside a motor vehicle before
2 placing themselves in a position of harm. Therefore, an emergency is
3 declared to exist and this act being immediately necessary for the
4 preservation of the public peace, health, and safety shall become effective
5 on:

6 (1) The date of its approval by the Governor;

7 (2) If the bill is neither approved nor vetoed by the Governor,
8 the expiration of the period of time during which the Governor may veto the
9 bill; or

10 (3) If the bill is vetoed by the Governor and the veto is
11 overridden, the date the last house overrides the veto.

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