

1 State of Arkansas
2 92nd General Assembly
3 Regular Session, 2019
4

As Engrossed: H2/25/19

A Bill

HOUSE BILL 1322

5 By: Representative Payton
6

For An Act To Be Entitled

8 AN ACT TO AMEND CERTAIN DEFINITIONS USED IN THE MOTOR
9 VEHICLE ADMINISTRATION, CERTIFICATE OF TITLE, AND
10 ANTITHEFT ACT; AND FOR OTHER PURPOSES.
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Subtitle

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13 TO AMEND CERTAIN DEFINITIONS USED IN THE
14 MOTOR VEHICLE ADMINISTRATION, CERTIFICATE
15 OF TITLE, AND ANTITHEFT ACT.
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19 BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF ARKANSAS:
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21 SECTION 1. Arkansas Code § 27-14-2301(7), concerning the definition of
22 "water-damaged" used in disclosure of damage and repair on a certificate of
23 title, is amended to read as follows:

24 (7)(A) "Water-damaged" means ~~damage to a motor vehicle caused by~~
25 ~~submerging or partially submerging the motor vehicle in water to the extent~~
26 ~~that the motor vehicle was submerged or partially submerged at any water~~
27 ~~level above the dashboard of the motor vehicle, regardless of the actual~~
28 ~~dollar amount of the damage that has been submerged or partially submerged in~~
29 ~~water to the point that rising water has:~~

30 (i) Reached over the doorsill of the motor vehicle;

31 (ii) Entered the passenger compartment of the motor
32 vehicle; and

33 (iii) Caused damage to the motor vehicle's
34 powertrain, primary computer, or electrical systems.

35 (B) "Water-damaged" does not include a motor vehicle
36 inspected by an insurance claim representative or a motor vehicle repairer if



1 the inspection report for the motor vehicle indicates that the motor vehicle:

2 (i) Does not have electrical, computerized, or
3 mechanical components that were damaged by water; or

4 (ii) Has one (1) or more electrical, computerized,
5 or mechanical components that were damaged by water, but the damaged
6 electrical, computerized, or mechanical components have been repaired or
7 replaced.

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9 /s/Payton
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