

1 **State of Arkansas**
2 **78th General Assembly**
3 **Regular Session, 1991**
4 **By: Representative Jim Roberts**

A Bill ACT 1005 OF 1991
HOUSE BILL 1683

For An Act To Be Entitled

8 "AN ACT TO AMEND ARKANSAS CODE §§ 27-14-1011, 27-14-1012,
9 27-14-1013, AND 27-14-1015 TO REQUIRE THE DIRECTOR OF THE
10 DEPARTMENT OF FINANCE AND ADMINISTRATION TO ESTABLISH A
11 SYSTEM TO ALLOW THE RENEWAL OF AUTOMOBILE LICENSE
12 REGISTRATIONS BY FAX MACHINE, TO ALLOW THE USE OF CREDIT
13 CARDS TO CHARGE VEHICLE REGISTRATION FEES SENT BY FAX, AND
14 TO AUTHORIZE THE DIRECTOR TO ACCEPT FAX COPIES AS PROOF OF
15 PERSONAL PROPERTY TAX PAYMENT AND ASSESSMENTS; AND FOR
16 OTHER PURPOSES."

17
18 BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF ARKANSAS:

19
20 SECTION 1. Arkansas Code § 27-14-1011 is hereby amended to read as
21 follows:

22 "27-14-1011. Registration on monthly-series basis - Renewal periods.

23 (a) (1) The director shall establish a system of registration on a
24 monthly-series basis to distribute the work of registering motor vehicles as
25 uniformly as practicable throughout the twelve (12) months of the calendar
26 year.

27 (2) The director may set the number of renewal periods within the
28 month from one (1) each month to one (1) each day of the month depending on
29 which system is most economical and best accommodates the public.

30 (b) If the director elects to use monthly renewal periods, when a
31 person applies for the registration of a vehicle and the issuance of a
32 permanent license plate, the decals issued by the director for attachment to
33 the permanent plates to evidence the registration period shall be decals for
34 the current month in which application is made for registration, regardless of
35 the day of the month on which application is made.

36 (c) The director shall, upon request, assign to any owner of two (2) or

1 more vehicles the same registration period.

2 (d) Registration shall be valid for one (1) year from the date thereof
3 and shall continue from year to year thereafter as long as renewed each year
4 within the time required by law.

5 (e) The director shall establish a system to allow owners to renew
6 their motor vehicle registrations by facsimile machine and to charge their
7 fees to credit cards. The director shall obtain a number of facsimile
8 machines and publish the telephone numbers of these machines and make
9 agreements with credit card companies so as to best accommodate the public."

10

11 SECTION 2. Arkansas Code § 27-14-1012 is hereby amended to read as
12 follows:

13 "27-14-1012. Applications for registrations or renewals.

14 (a) An applicant may apply, in person or by mail, for the issuance of
15 permanent license plates or renewal of license to the revenue collector in the
16 county where he resides or to the director. After the issuance of a permanent
17 license plate, an applicant may apply for renewal by transmitting copies of
18 the required documents by facsimile machine over the telephone lines and by
19 authorizing the registration fee and any additional handling fee imposed to be
20 charged to his or her credit card.

21 (b) Forty-five (45) days before the expiration of the license, the
22 director shall notify the owner of a registered motor vehicle subject to this
23 subchapter at the last address of the owner of the motor vehicle as such
24 owner's name and address appear on the records of the Office of Motor Vehicle,
25 but the director is not required to go beyond the face of the last
26 registration statement.

27 (c) A proper application for registration or renewal by mail must be
28 postmarked not later than fifteen (15) days before the date for renewal to
29 allow time for processing. A proper application for renewal by facsimile
30 machine must be received not later than seven (7) days before the date for
31 renewal to allow time for processing. The time and date printed by the
32 Revenue Division's facsimile machine shall be evidence of the date and time of
33 the application.

34 (d) The director is authorized to impose a first class postage fee for
35 handling the issuance of all new licenses or renewals by mail and to impose an

1 additional fee to recover any credit card fees charged by credit card
2 companies."

3

4 SECTION 3. Arkansas Code § 27-14-1013 is hereby amended to read as
5 follows:

6 "27-14-1013. Renewals of registration.

7 The owner of any permanent license plate issued by the director may
8 renew his registration in person or by mail at a county revenue office or with
9 the director or, where available, by facsimile machine transmission during any
10 day from forty-five (45) days prior to the date on which his registration
11 shall expire. The applicant, upon receiving notification by the director of
12 his new permanent registration date, shall, within the time prescribed by the
13 director, pay a twelve-month registration fee."

14

15 SECTION 4. Arkansas Code § 27-14-1015 is hereby amended to read as
16 follows:

17 "27-14-1015. Payment of personal property taxes and listing for
18 assessment required.

19 (a) Every applicant for permanent plates or annual tab or decal shall
20 submit proof that he has paid all currently due personal property taxes, that
21 he listed for assessment all of his personal property, including the motor
22 vehicle for which the permanent plate or annual tab or decal is sought, and
23 such other information as the director may require.

24 (b) (1) It shall be the duty of the director, or any other person
25 authorized to issue motor vehicle licenses or renew licenses, to require the
26 applicant for the license to submit, in any manner that the director may
27 require, proof of filing of an assessment of his personal property, including
28 the motor vehicle for which the license is sought, and payment of all
29 outstanding personal property taxes from any county in which his personal
30 property is required by law to be assessed. The director shall accept legible
31 facsimile machine transmitted copies of this proof as evidence of the payment
32 of taxes, the assessment of personal property, and such other information
33 required by law or by the director.

34 (2) No license or decal shall be issued to any applicant unless
35 the proof of listing for assessment shall clearly show that the applicant has

1 currently listed for assessment the motor vehicle for which the license or
2 decal is sought.

3 (3) However, no person shall be required to submit to the
4 director proof as provided in this subsection more than one (1) time in the
5 same calendar year with respect to the same vehicle.

6 (c) Any applicant who seeks to register a vehicle in a county other
7 than the county in which the vehicle was registered the previous year shall be
8 required to submit, in any manner that the director may require, proof of
9 current assessment and payment of outstanding personal property taxes from the
10 tax collector of the county in which the vehicle was registered the previous
11 year, showing that the applicant has paid his personal property taxes for the
12 previous year, or that he owed none.

13 (d) Upon failure to submit such evidence, the director, or any other
14 person authorized to issue such licenses, shall refuse to issue the applicant
15 a license until the taxes are paid and the assessments are made.

16 (e)(1) It shall be unlawful for any applicant for registration of a
17 motor vehicle to fraudulently obtain registration by producing to the director
18 proof of payment of personal property taxes showing that his personal property
19 taxes have been paid, or that he owes no taxes when in fact the applicant does
20 owe taxes in one (1) or more counties.

21 (2) Any person violating the provisions of this subsection shall
22 be guilty of a misdemeanor and, upon conviction, shall be subject to a fine of
23 not less than twenty-five dollars (\$25.00) nor more than two hundred fifty
24 dollars (\$250), and the director shall cancel the registration of all vehicles
25 registered in the name of that person."

26

27 SECTION 5. All provisions of this act of general and permanent nature
28 are amendatory to the Arkansas Code of 1987 Annotated and the Arkansas Code
29 Revision Commission shall incorporate the same in the Code.

30

31 SECTION 6. If any provisions of this act or the application thereof to
32 any person or circumstance is held invalid, the invalidity shall not affect
33 other provisions or applications of the act which can be given effect without
34 the invalid provisions or application, and to this end the provisions of this
35 act are declared to be severable.

1
2
3
4
5
6
7
8
9
10
11
12
13
14
15
16
17
18
19
20
21
22
23
24
25
26
27
28
29
30

SECTION 7. All laws and parts of laws in conflict with this act are hereby repealed.

APPROVED: 4/8/91