

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

**A BILL ACT 928 OF 1991**  
**HOUSE BILL 1948**

**For An Act To Be Entitled**

8 "AN ACT TO DELETE THE REQUIREMENT OF THE PAYMENT OF AN  
9 ANNUAL TEN DOLLARS (\$10.00) PER VEHICLE DECAL FEE  
10 CURRENTLY COLLECTED FROM BONDED INTERSTATE FUEL USERS; TO  
11 REMOVE THE REQUIREMENT OF A NUMBERED DECAL; TO DECLARE AN  
12 EMERGENCY; AND FOR OTHER PURPOSES."

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

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16 SECTION 1. Arkansas Code 26-55-708 is hereby amended to read as  
17 follows:

18 "26-55-708. Registration of licensee's motor vehicles.

19 (a) (1) Before any motor vehicle is operated on the public highways of  
20 this state, the operation of which is subject to the tax levied by this  
21 subchapter, the Director of the Department of Finance and Administration shall  
22 issue to each permitted gasoline, diesel, and liquefied petroleum gas (LPG)  
23 user, a distinctive marking to be prominently displayed on the passenger door  
24 of each vehicle traveling the public highways within this state.

25 (2) This marking shall be a nontransferable marking which shall  
26 be renewed on an annual basis.

27 (3) Applications for gasoline, diesel, and liquefied petroleum  
28 gas (LPG) users' permits must be on a form prescribed and furnished by the  
29 director, to include such relevant information as deemed necessary by the  
30 director, for the proper administration of this subchapter.

31 (4) The director shall maintain a record of the quantity of  
32 markings issued each permitted user."

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34 SECTION 2. Arkansas Code 26-55-709 is hereby amended to read as  
35 follows:

36 "26-55-709. Interstate carrier certificates or permits.

1           When the Arkansas State Highway and Transportation Department receives  
2 an application for an interstate carrier certificate or permit, with the  
3 appropriate fees for such certificate or permit, and also receives an  
4 application for a fuel user permit from that same applicant, that Department  
5 shall deliver the application for a fuel user permit to the Motor Fuel Tax  
6 Section of the Revenue Division of the Department of Finance and  
7 Administration for issuance of the fuel user permit."

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9           SECTION 3. All provisions of this act of a general and permanent nature  
10 are amendatory to the Arkansas Code of 1987 Annotated and the Arkansas Code  
11 Revision Commission shall incorporate the same in the Code.

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13           SECTION 4. If any provision of this act or the application thereof to  
14 any person or circumstance is held invalid, such invalidity shall not affect  
15 other provisions or applications of the act which can be given effect without  
16 the invalid provision or application, and to this end the provisions of this  
17 act are declared to be severable.

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19           SECTION 5. All laws and parts of laws in conflict with this act are  
20 hereby repealed.

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22           SECTION 6. EMERGENCY. It is hereby found and determined by the 78th  
23 General Assembly that the imposition of a fee for the issuance of bonded  
24 interstate fuel user decals is inappropriate and that it is in the best  
25 interests of the highway-users of this state that such fee no longer be  
26 collected. Therefore, an emergency is declared to exist and this act, being  
27 necessary for the immediate preservation of the public peace, health and  
28 safety, shall be in full force and effect on and after its passage and  
29 approval.

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APPROVED: 3/29/91

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