

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.

Act 313 of the Regular Session

1 State of Arkansas

As Engrossed: H2/12/09 S2/24/09

2 87th General Assembly

A Bill

3 Regular Session, 2009

HOUSE BILL 1397

4
5 By: Representative J. Edwards

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8 **For An Act To Be Entitled**

9 AN ACT TO AUTHORIZE GOVERNMENT-OWNED AND
10 GOVERNMENT-OPERATED STORAGE FACILITIES FOR MOTOR
11 VEHICLES TO REQUIRE PROOF OF INSURANCE BEFORE
12 RELEASING IMPOUNDED VEHICLES; AND FOR OTHER
13 PURPOSES.

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15 **Subtitle**

16 TO AUTHORIZE GOVERNMENT-OWNED AND
17 GOVERNMENT-OPERATED STORAGE FACILITIES
18 FOR MOTOR VEHICLES TO REQUIRE PROOF OF
19 INSURANCE BEFORE RELEASING IMPOUNDED
20 VEHICLES.

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

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25 SECTION 1. Arkansas Code § 27-22-104, concerning insurance
26 requirements on motor vehicles, is amended to add an additional subsection to
27 read as follows:

28 (i)(1) For purposes of this subsection, "operating motor vehicle"
29 means a motor vehicle that is actually driven out of the government-owned and
30 government-operated storage facility under its own power.

31 (2) A government-owned and government-operated storage facility
32 for motor vehicles may refuse to release an operating motor vehicle from the
33 storage facility if the owner of the motor vehicle cannot establish that the
34 motor vehicle is covered by insurance as required under this section.

35 (3) The following are exempt from the requirements of this



1 subsection:

2 (A) A motor vehicle that is considered salvage;

3 (B) A motor vehicle where an insurer holds the title to
4 the motor vehicle; and

5 (C) A motor vehicles that is not driven out of the
6 government-owned and government-operated storage facility under its own
7 power.

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9 /s/ J. Edwards

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11 **APPROVED: 3/06/2009**

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