

Stricken language would be deleted from present law. Underlined language would be added to present law.

1 State of Arkansas
2 81st General Assembly
3 Regular Session, 1997

A Bill

ACT 1047 OF 1997
HOUSE BILL 2262

4
5 By: Representative Wooldridge
6
7

For An Act To Be Entitled

8
9 "AN ACT TO AMEND ARKANSAS CODE § 27-14-601 TO CLARIFY MOTOR
10 VEHICLE DEALER CERTIFICATION REQUIREMENTS FOR ISSUANCE OF
11 DEALERS LICENSE PLATES; AND FOR OTHER PURPOSES."
12

Subtitle

13
14 "TO CLARIFY MOTOR VEHICLE DEALER
15 CERTIFICATION REQUIREMENTS FOR DEALERS
16 LICENSE PLATES."
17

18 BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF ARKANSAS:
19

20 SECTION 1. Subdivision (a)(6) of Arkansas Code § 27-14-601 is amended
21 to read as follows:

22 "(6) Dealers.

23 (A) A dealer, for the purposes of this subdivision (a)(6), is a
24 person, firm, or corporation engaged in the business of buying and selling
25 vehicles subject to registration in this state.

26 (B)(i) As a condition precedent to obtaining dealer's license
27 plates, the dealer shall furnish the director a certification by the sheriff
28 of the county in which the applicant's business is located, or, if located
29 within a city of the first class, a certification by an officer of the
30 metropolitan police department that the applicant is a vehicle dealer and has
31 a bona fide, established place of business used exclusively for the sale of
32 vehicles, an office used exclusively for such business, a telephone listed in
33 the name of the business, and a sign identifying the establishment as a
34 vehicle dealership. Certification shall be required for all renewals of dealer
35 license plates. This dealer certification shall not apply to dealers licensed
36 by the Department of Arkansas State Police or the Arkansas Motor Vehicle

1 Commission or the Arkansas Manufactured Home Commission and who are regulated
 2 by ~~either of~~ those authorities.

3 (ii) Upon furnishing such certification to the director, or
 4 a copy of the dealer's license from either the Department of Arkansas State
 5 Police or the Arkansas Motor Vehicle Commission, and the payment of a fee of
 6 one hundred dollars (\$100), the dealer shall be issued a master license plate
 7 and upon the payment of a fee of twenty-five dollars (\$25.00) shall be issued
 8 a dealer's extra license plate. There is no limit to the number of dealer's
 9 extra license plates which may be purchased by a dealer. However, the dealer
 10 must secure a master license plate for each separate place of business.

11 (iii) Upon furnishing certification to the director, or a
 12 copy of the dealer's license from the Arkansas Manufactured Home Commission
 13 and the payment of fifty dollars (\$50.00), the manufactured home dealer shall
 14 be issued certification from the director for the purpose of assigning
 15 manufactured home titles. Each location shall be treated as a separate
 16 entity, and certification by the Department shall be required for each
 17 location.

18 (C) When a dealer's master license plate or extra license plate
 19 is attached to any dealer-owned motor vehicle, the motor vehicle may be driven
 20 or operated upon the public highways for any purpose consistent with the
 21 operation of the dealership, by the licensed dealer or any other person
 22 authorized by the licensed dealer.

23 (D) Any dealer who pleads guilty or nolo contendere to, or who is
 24 found guilty of, the misuse of a dealer license plate or of allowing anyone
 25 else to misuse a dealer license plate shall be fined not more than two hundred
 26 fifty dollars (\$250) for the first offense, not more than five hundred dollars
 27 (\$500) for the second offense, and not more than one thousand dollars (\$1000)
 28 for the third and subsequent offenses."

29

30 SECTION 2. All provisions of this act of general and permanent nature
 31 are amendatory to the Arkansas Code of 1987 Annotated and the Arkansas Code
 32 Revision Commission shall incorporate the same in the Code.

33

34 SECTION 3. If any provisions of this act or the application thereof to
 35 any person or circumstance is held invalid, the invalidity shall not affect
 36 other provisions or applications of the act which can be given effect without

1 the invalid provisions or application, and to this end the provisions of this
2 act are declared to be severable.

3

4 SECTION 4. All laws and parts of laws in conflict with this act are
5 hereby repealed.

6

7

8

9

APPROVED: 4-02-97

10

11

12

13

14

15

16

17

18

19

20

21

22

23

24

25

26

27

28

29

30

31

32

33

34