

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.

1 State of Arkansas
2 83rd General Assembly
3 Regular Session, 2001
4

As Engrossed: H1/19/01 H2/12/01 H2/13/01

A Bill

HOUSE BILL 1019

5 By: Representatives Milum, Allison, Bolin, Borhauer, Bradford, Cowling, Hendren, Ormond, Verkamp,
6 *Bond, Glover*
7
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For An Act To Be Entitled

10 AN ACT TO AMEND ARKANSAS CODE 27-14-911 TO *ALLOW*
11 OWNERS OF MOTOR VEHICLES TO NOTIFY THE OFFICE OF
12 MOTOR VEHICLE UPON THE SALE OR TRANSFER OF OWNERSHIP
13 OF THE VEHICLE; TO AMEND ARKANSAS CODE TITLE 27,
14 CHAPTER 14, SUBCHAPTER 9 TO ADD AN ADDITIONAL SECTION
15 TO PRESCRIBE THE REQUIREMENTS FOR THE NOTICE OF THE
16 SALE OR TRANSFER BY OWNERS OF MOTOR VEHICLES UPON THE
17 VEHICLE'S SALE OR TRANSFER OF OWNERSHIP; AND FOR
18 OTHER PURPOSES.
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Subtitle

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21 TO *ALLOW* MOTOR VEHICLE OWNERS TO NOTIFY
22 THE OFFICE OF MOTOR VEHICLE UPON THE
23 SALE OF THE VEHICLE AND TO PRESCRIBE THE
24 NOTICE OF THE SALE OR TRANSFER.
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27 BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF ARKANSAS:
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29 SECTION 1. Arkansas Code 27-14-911 is amended to read as follows:

30 27-14-911. Transferor not liable for negligent operation.

31 The owner of a motor vehicle who has made a bona fide sale or transfer
32 of his title or interest and who has delivered possession of the vehicle ~~and~~
33 ~~the certificate of title thereto, properly endorsed,~~ to the purchaser or
34 transferee shall not be liable for any damages thereafter resulting from
35 *negligent operation of the vehicle by another. Furthermore, the selling or*
36 *transferring owner, upon delivery of possession, shall not be liable for any*

1 such damage or negligence if one of the following requirements is fulfilled:

2 (1) Delivered the certificate of title, properly endorsed and dated
3 with the date of the endorsement, to the purchaser or transferee;

4 (2) Delivered to the office or placed in the United States mail,
5 addressed to the office, the notice as provided in § 27-14-916; or

6 (3) Delivered to the office or placed in the United States mail,
7 addressed to the office, the appropriate documents and fees for registration
8 of the motor vehicle to the new owner pursuant to the sale or transfer.

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10 SECTION 2. Arkansas Code Title 27, Chapter 14, Subchapter 9 is amended
11 to add an additional section to read as follows:

12 27-14-916. Notice of Sale or Transfer.

13 (a) Whenever the owner of a motor vehicle registered under this
14 chapter sells or transfers title or interest in, and delivers the possession
15 of, the vehicle to another person, the owner may notify the Office of Motor
16 Vehicle of the sale or transfer.

17 The notice shall provide the following information:

18 (1) The date of the sale or transfer;

19 (2) The name and address of the owner and of the transferee;

20 (3) The vehicle identification number; and

21 (4) A description of the vehicle.

22 (c) If the registered owner is not in possession of the vehicle that
23 is sold or transferred, the person in physical possession of that vehicle may
24 give the notice authorized by subsection (a) of this section. If the
25 registered owner sells or transfers the vehicle through a motor vehicle
26 dealer conducting an auto auction, the owner may furnish the information
27 required by subsection (b) of this section to that dealer.

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29 /s/ Milum, et al.
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