

**Hall of the House of Representatives**  
85th General Assembly - Regular Session, 2005  
**Amendment Form**

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**Subtitle of House Bill No. 2920**

"AN ACT CONCERNING THE REQUIREMENT THAT WRITTEN CONSENT OF A  
PARENT OR A LEGAL GUARDIAN BE OBTAINED PRIOR TO A MINOR CONTRACTING  
FOR THE PURCHASE OF A MOTOR VEHICLE."

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**Amendment No. 1 to House Bill No. 2920.**

Amend House Bill No. 2920 as originally introduced:

Delete everything following the enacting clause and substitute the following:

"SECTION 1. Arkansas Code Title 9, Chapter 25, Subchapter 1 is amended to add an additional section to read as follows:

9-25-105. Purchase or lease of motor vehicle to minor.

(a) As used in this section, "minor" means a person under eighteen (18) years of age.

(b) No person shall sell or lease any motor vehicle to a minor unless the seller or lessor obtains a notarized written statement from a parent or legal guardian of the minor consenting to the purchase or lease of the vehicle.

(c) A person failing to obtain the consent described in subsection (b) of this section shall not be entitled to recover damages under § 9-25-102.

SECTION 2. Arkansas Code § 9-26-101 is amended to read as follows:

9-26-101. Rescission of sale, contract, etc., by minor - Restitution.

(a) In the case of a sale, contract to sell, conditional sale contract, or other contract to which an infant eighteen (18) years of age or older is a party, the sale, contract to sell, conditional sale contract, or other contract cannot be rescinded by the infant unless and until the infant makes full restitution to the other party to the sale, contract to sell, conditional sale contract, or other contract of the property and money received by the infant from the other parties.

(b) Full restitution of property means that the property must be returned in substantially the same condition as received. If this cannot be done, there must be returned the property plus a sum of money which equals the difference between the fair market value of the property at the time the sale, contract to sell, conditional sale contract, or other contract was made and its fair market value at the time of the rescission, or, if the property is no longer in the possession of the infant, there must be returned a sum of money equal to its fair market value at the time the sale, contract to sell,



conditional sale contract, or other contract was made.

(c) The provisions of this section shall not apply to a sale or lease of a motor vehicle to a person under eighteen (18) years of age unless the seller or lessor obtains a notarized written statement from a parent or legal guardian of the person under eighteen (18) years of age consenting to the purchase or lease of the vehicle."

The Amendment was read \_\_\_\_\_

By: Representative Key

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Chief Clerk