

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

Subtitle of House Bill No. 2941

"TO CREATE AND ISSUE A SPECIAL LICENSE PLATE FOR ARKANSAS REALTORS."

Amendment No. 1 to House Bill No. 2941.

Amend House Bill No. 2941 as originally introduced:

Delete everything after the enacting clause and substitute:

“SECTION 1. Arkansas Code Title 27, Chapter 15 is amended to add an additional subchapter to read as follows:

Subchapter 48.

Realtors® License Plate.

27-15-4801. Realtors® license plate decal authorized.

The Director of the Department of Finance and Administration shall issue a special Realtors® motor vehicle license plate decal in the manner and subject to the conditions prescribed in this subchapter.

27-15-4802. Design.

(a) The license plates issued under this subchapter shall be the standard color and design as are currently issued by the Department of Finance and Administration, except that in lieu of the legend “The Natural State” or any succeeding legend, the license plates shall have placed across the bottom a permanent decal that is designed by the Arkansas Realtors® Association.

(b)(1) The decal design shall be submitted to the Director of the Department of Finance and Administration for the director’s approval under the rules promulgated by the director.

(2)(A) Upon approval of the design by the director, the Arkansas Realtors® Association shall remit to the department a fee in the amount of six thousand dollars (\$6,000) to cover the cost of the initial order of the license plate decal.

(B) The fee shall be deposited into the State Central Services Fund for the benefit of the Revenue Division of the Department of Finance and Administration and shall be credited as supplemental and in addition to all other funds as may be deposited for the benefit of the division.

(C) The fee shall not be considered or credited to the division as direct revenues.

(c) The Arkansas Realtors® Association may submit a newly designed



decal for approval and issuance by the director, but the director shall not approve more than one (1) new decal design each calendar year.

27-15-4803. Eligibility.

(a) The Department of Finance and Administration shall require proof of eligibility for a special license plate decal under this subchapter.

(b)(1) The applicant shall present proof that he or she is a member in good standing of the National Association of Realtors®.

(2) To establish membership in the National Association of Realtors®, the applicant shall present his or her membership card.

27-15-4804. Issuance – Renewal – Replacement.

(a) The owner of a motor vehicle who is a resident of the State of Arkansas and is eligible as provided under § 27-15-4803(b) may apply for and annually renew a special license plate that bears a decal that is issued under this subchapter.

(b) An applicant for a special license plate that bears a decal under this subchapter shall remit the following fees:

(1) The fee required by law for the registration and licensing of the motor vehicle;

(2) A fee in the amount of twenty-five dollars (\$25.00) to cover the design-use contribution by the Arkansas Realtors® Association; and

(3) A handling and administrative fee in the amount of ten dollars (\$10.00).

(c) To renew a special license plate that bears a decal issued under this subchapter, the owner of the motor vehicle shall remit the fees under subsection (b) of this section.

(d) To replace a special license plate that bears a decal issued under this subchapter:

(1) The owner of the motor vehicle shall remit the fee stated in subdivision (b)(3) of this section if the registration has not expired; or

(2) The owner of the motor vehicle shall remit the fees stated in subsection (b) of this section if the registration has expired.

(e) The division shall remit the fees collected under subdivision (b)(2) of this section on a monthly basis to the Arkansas Realtors® Association.

(f)(1) The fee remitted under subdivision (b)(3) of this section shall be deposited into the State Central Services Fund for the benefit of the Revenue Division of the Department of Finance and Administration.

(2) The fee shall be credited as supplemental and in addition to all other funds as may be deposited for the benefit of the division.

(3) The fee shall not be considered or credited to the division as direct revenue.

(g) The registration of a special license plate that bears a decal issued under this section may:

(1) Continue from year to year as long as it is renewed each year within the time and manner required by law; and

(2) Be renewed as provided under §§ 27-14-1012 and 27-14-1013.

(h) If an owner of a motor vehicle who was previously issued a special license plate that bears a decal under this subchapter fails to pay the fees required in subsection (c) of this section at the time of renewal, the owner shall be issued a permanent license plate as provided under §§ 27-14-1007 and

27-14-1008.

(i) Upon the expiration of the registration of a special license plate that bears a decal under this subchapter, the owner of the motor vehicle may replace the special license plate that bears a decal with:

(1) A permanent license plate under §§ 27-14-1007 and 27-14-1008;

(2) A personalized license plate;

(3) A different special license plate under this subchapter; or

(4) Any other special license plate that the person is entitled to receive under this chapter.

27-15-4805. Transfer to another vehicle.

The special Realtors® license plate that bears a decal issued under this subchapter may be transferred from one (1) vehicle to another as provided in § 27-14-914.

27-15-4806. Compliance with other laws.

The special Realtors® license plate that bears a decal shall comply with all other state motor vehicle laws relating to registration and licensing of motor vehicles, including the minimum number of license plate applications required under § 27-15-4004(a) and the discontinuation of the license plate under § 27-15-4004(b), except as specifically provided otherwise in this subchapter.

27-15-4807. Rules and regulations.

The Director of the Department of Finance and Administration shall promulgate reasonable rules and regulations and prescribe forms as the director determines to be necessary for effectively and efficiently carrying out the intent and purposes of this subchapter.

SECTION 2. EMERGENCY CLAUSE. It is found and determined by the General Assembly of the State of Arkansas that realtors serve an important function in the state; that realtors use their motor vehicles in their business; and that this act is immediately necessary to allow realtors in the state the distinction of using a Realtors® license plate that bears a permanent decal in the furtherance of their profession. Therefore, an emergency is declared to exist and this act being immediately necessary for the preservation of the public peace, health, and safety shall become effective on:

(1) The date of its approval by the Governor;

(2) If the bill is neither approved nor vetoed by the Governor, the expiration of the period of time during which the Governor may veto the bill; or

(3) If the bill is vetoed by the Governor and the veto is overridden, the date the last house overrides the veto.”

The Amendment was read _____

By: Representative Pyle
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Chief Clerk