

ARKANSAS SENATE
87th General Assembly - Regular Session, 2009
Amendment Form

Subtitle of Senate Bill No. 915

"TO CLARIFY THE DUTIES, COMPOSITION, AND AUTHORITY OF THE ARKANSAS
TOWING AND RECOVERY BOARD."

Amendment No. 1 to Senate Bill No. 915.

Amend Senate Bill No. 915 as originally introduced:

Delete all language after the enacting clause and substitute:

"SECTION 1. Arkansas Code § 27-50-1203(a)(2), regarding the Arkansas Towing and Recovery Board, is amended to read as follows:

(2)(A)(i) ~~Four (4) members shall be appointed from the towing industry and shall be licensed by the board to engage in nonconsent towing, with one (1) each of the members being a resident of each of the four (4) congressional districts~~ Each of the four (4) congressional districts is to have one (1) member who resides in that district appointed from the towing industry.

(ii) Of these four (4) members, two (2) shall be licensed by the board to engage in nonconsent towing and two (2) shall be permitted to engage in the consent-only towing business.

~~(B) Two (2) members who are permitted to engage in the consent only business shall be appointed from the state at large~~ Two (2) members shall be engaged in the trucking industry and shall be selected from a list of six (6) names submitted by the Arkansas Trucking Association.

~~(C) Two (2) members who are not associated with the towing industry shall be appointed from the state at large.~~

~~(D) One (1) member shall be appointed from the insurance industry.~~

SECTION 2. NOT TO BE CODIFIED. (a)(1) The terms of the four (4) members of the Arkansas Towing and Recovery Board that are licensed by the board to engage in nonconsent towing shall expire on the effective date of this act.

(2) The terms of the two (2) members of the Arkansas Towing and Recovery Board that are permitted to engage in consent-only towing shall expire on the effective date of this act.

(b)(1) The terms of members of the board appointed under this act shall be as follows:

(A) The term of one (1) member who is licensed to engage



in nonconsent towing to expire June 22, 2010;

(B) The term of one (1) member who is permitted to engage in consent-only towing to expire on June 22, 2010;

(C) The term of one (1) member who is engaged in the trucking industry to expire on June 22, 2010;

(D) The term of one (1) member who is licensed to engage in nonconsent towing to expire June 22, 2013;

(E) The term of one (1) member who is permitted to engage in consent-only towing to expire on June 22, 2013; and

(F) The term of one (1) member who is engaged in the trucking industry to expire on June 22, 2013; and

(2) Subsequent appointments are for a term of three (3) years.

(c) The Governor shall make his or her appointments to the Arkansas Towing and Recovery Board as provided under this act by July 1, 2009.

(d) This act shall not limit the Governor from reappointing a member of the board.

SECTION 3. EMERGENCY CLAUSE. It is found and determined by the General Assembly of the State of Arkansas that the Arkansas Towing and Recovery Board serves an important and valuable role in this state; that the board requires restructuring to fulfill its functions and advance its goals; and that the ideal time to commence this restructuring is on the expiration the terms of other members and before the beginning of the state's fiscal year. Therefore, an emergency is declared to exist and this act being necessary for the preservation of the public peace, health, and safety shall become effective on June 22, 2009."

The Amendment was read the first time, rules suspended and read the second time and _____

By: Senator Salmon
JSE/JSE - 03-30-2009 09:47
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Secretary