

**Hall of the House of Representatives**  
90th General Assembly - Regular Session, 2015  
**Amendment Form**

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**Subtitle of House Bill No. 1871**

TO DEVELOP AND IMPLEMENT AN ONLINE MOTOR VEHICLE LIABILITY INSURANCE  
VERIFICATION SYSTEM; TO ENHANCE COMPLIANCE WITH AND THE ENFORCEMENT OF MOTOR  
VEHICLE LIABILITY INSURANCE REQUIREMENTS; AND TO DECLARE AN EMERGENCY.

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**Amendment No. 1 to House Bill No. 1871**

Amend House Bill No. 1871 as originally introduced:

Add Senator J. English as a cosponsor of the bill

AND

Delete the title in its entirety and substitute:

"AN ACT TO REGULATE MOTOR VEHICLE LIABILITY INSURANCE; TO DEVELOP AND  
IMPLEMENT AN ONLINE MOTOR VEHICLE LIABILITY INSURANCE VERIFICATION SYSTEM; TO  
ENHANCE COMPLIANCE WITH AND THE ENFORCEMENT OF MOTOR VEHICLE LIABILITY  
INSURANCE REQUIREMENTS; AND FOR OTHER PURPOSES."

AND

Delete the subtitle in its entirety and substitute:

"TO DEVELOP AND IMPLEMENT AN ONLINE MOTOR  
VEHICLE LIABILITY INSURANCE VERIFICATION  
SYSTEM; AND TO ENHANCE COMPLIANCE WITH  
AND THE ENFORCEMENT OF MOTOR VEHICLE  
LIABILITY INSURANCE REQUIREMENTS."

AND

Page 1, line 27, delete "Effective January 1, 2017,"

AND

Page 3, delete lines 23 through 27, and substitute the following:

"(2) The Department of Finance and Administration:  
(A)(i) May contract with a private vendor or vendors to



develop, implement, operate, or maintain all or part of the database.

(ii) A vendor shall be selected under the Arkansas Procurement Law, § 19-11-201 et seq.; and

(B) Is not subject to liability or suit for any error in the database."

AND

Page 5, delete lines 5 and 6, and substitute the following:

"section is rebuttable by a proof-of-insurance card issued under § 23-89-213 within the preceding sixty (60) days of the attempt to verify"

AND

Page 6, delete line 8, and substitute the following:

"the Insurance Commissioner.

SECTION 2. Arkansas Code § 27-22-104(a)(2)(A), concerning the failure to present proof of insurance at the time of a traffic stop, is amended to read as follows:

(2)(A)(i) ~~Failure to present proof of insurance coverage at the time of a traffic stop or arrest or a failure of the Vehicle Insurance Database or proof of an insurance~~ a proof-of-insurance card issued under § 23-89-213 within the preceding sixty (60) days to show current the minimum motor vehicle liability insurance coverage at the time of the traffic stop required by this section creates a rebuttable presumption that:

(a) ~~the~~ The motor vehicle or the person's operation of the motor vehicle is uninsured not in compliance with the minimum motor vehicle liability insurance coverage requirements of this section; and

(b) The operator of the motor vehicle failed to present the proof-of-insurance card required by § 27-22-111(a).

(ii) The law enforcement officer who conducts the stop shall search the name of the operator and the vehicle identification number of the stopped motor vehicle to determine compliance with this section."

AND

Page 6, line 10, delete "SECTION 2" and substitute "SECTION 3"

AND

Page 8, line 14, delete "SECTION 3. Effective January 1, 2017," and substitute "SECTION 4."

AND

Page 8, delete line 22, and substitute the following:

"a proof-of-insurance card issued under § 23-89-213 within the"

AND

Page 8, line 23, delete "thirty (30)" and substitute "sixty (60)"

AND

Page 10, delete lines 5 through 25, and substitute the following:  
"this subchapter.

SECTION 5. Arkansas Code § 27-22-111(a), concerning the failure to present proof of insurance at the time of a traffic stop, is amended to read as follows:

(a)(1) ~~After~~ At the time of a traffic stop has been completed, if, a law enforcement officer shall request an operator of a motor vehicle proves that the liability coverage required by §§ 27-22-101—27-22-104 was in effect at the time of the traffic stop, to present a proof-of-insurance card issued under § 23-89-213 in paper form or electronic form that evidences compliance with the minimum motor vehicle liability insurance requirements of § 27-22-104.

(2) ~~the~~ The failure to present proof of insurance the proof-of-insurance card required by subdivision (a)(1) of this section at the time of the traffic stop when requested by a law enforcement officer shall be punished by a fine of twenty-five dollars (\$25.00)."

SECTION 6. EFFECTIVE DATE. This act is effective on and after January 1, 2017."

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

By: Representative Johnson  
DLP/DLP - 03-17-2015 16:10:46  
DLP229

\_\_\_\_\_  
Chief Clerk