1	INTERIM STUDY PROPOSAL 2013-112
2	State of Arkansas As Engrossed: \$3/21/13
3	89th General Assembly A B1II
4	Regular Session, 2013SENATE BILL 938
5	
6	By: Senator B. Sample
7	Filed with: Senate Committee on Transportation, Technology and Legislative Affairs
8	pursuant to A.C.A. §10-3-217.
9	For An Act To Be Entitled
10	AN ACT TO AMEND THE LAWS CONCERNING REGULATION OF
11	TOWING AND RECOVERY; TO AMEND THE LAWS CONCERNING
12	TOWING AND RECOVERY; AND FOR OTHER PURPOSES.
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15	Subtitle
16	TO AMEND THE LAWS CONCERNING REGULATION
17	OF TOWING AND RECOVERY; AND TO AMEND THE
18	LAWS CONCERNING TOWING AND RECOVERY.
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21	BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF ARKANSAS:
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23	SECTION 1. Arkansas Code § 27-50-1203(a) and (b), concerning the
24	creation of the Arkansas Towing and Recovery Board, are amended to read as
25	follows:
26	(a)(l) There is hereby created the Arkansas Towing and Recovery Board
27	consisting of <del>nine (9)</del> <u>seven (7)</u> members appointed by the Governor and
28	confirmed by the Senate, who shall serve terms of three (3) years.
29	(2)(A) <del>Four (4)</del> <u>Two (2)</u> members <del>shall be appointed from the</del>
30	<del>towing industry and shall be</del> licensed by the board to engage in nonconsent
31	towing <del>, with one (1) each of the members being a resident of each of the four</del>
32	(4) congressional districts shall be appointed from the state at large.
33	(B) Two (2) members who are permitted to engage in the
34	consent-only business shall be appointed from the state at large.
35	(C) <del>Two (2) members</del> <u>One (1) member</u> <del>who are</del> not associated
36	with the towing industry shall be appointed from the state at large.

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2	the insurance industry.
3	(b) <u>(1)</u> The appointed board members shall be residents of the State of
4	Arkansas at the time of appointment and throughout their terms.
5	(2)(A) During the term of appointment to the board, a member
6	shall not hold office in, serve in an executive or representative capacity
7	for, or hold a position in any nongovernmental towing industry organization.
8	(B) This subdivision (b)(2) does not limit a member of the
9	board from being a member in a nongovernmental towing industry organization.
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11	SECTION 2. Arkansas Code § 27-50-1203(e)(1), concerning the Arkansas
12	Towing and Recovery Board, is amended to add two additional subdivisions to
13	read as follows:
14	(H) Requiring all entities permitted, licensed, or
15	regulated under this subchapter to maintain personnel at storage facilities
16	for eight (8) hours between the hours of 8:00 a.m. to 5:00 p.m. on any day
17	for which storage fees are charged; and
18	(I) Requiring all entities permitted, licensed, or
19	regulated under this subchapter to charge storage fees only for each twenty-
20	four-hour period following the time the entity takes possession of a vehicle,
21	implement, or piece of machinery.
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23	/s/B. Sample
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26	Referred by the Arkansas Senate
27	Prepared by: GAR/VJF
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