

State of Arkansas

90th General Assembly

Second Extraordinary Session, 2016

A Bill

DRAFT DTP/DTP

HOUSE BILL

By: Representative Hammer

Filed with: Arkansas Legislative Council
pursuant to A.C.A. §10-3-217.

For An Act To Be Entitled

AN ACT TO AMEND THE TIME AUTHORIZED TO APPLY FOR
VEHICLE TITLE AND REGISTRATION; TO EXTEND THE TIME A
TEMPORARY PREPRINTED PAPER BUYER'S TAG IS VALID; AND
FOR OTHER PURPOSES.

Subtitle

TO AMEND THE TIME AUTHORIZED TO APPLY FOR
VEHICLE TITLE AND REGISTRATION; TO EXTEND
THE TIME A TEMPORARY PREPRINTED PAPER
BUYER'S TAG IS VALID.

BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF ARKANSAS:

SECTION 1. Arkansas Code § 27-14-805(b)(1), concerning the amount of
time authorized to file and issue a new certificate of title to perfect a
lien against a vehicle, is amended to read as follows:

(b)(1) ~~In the event~~ If the documents referred to in § 27-14-802 are
received and filed in the Office of Motor Vehicle within ~~thirty (30)~~ sixty
(60) days after the date the documents were executed, the lien ~~is deemed to~~
~~have been~~ is perfected on the date of the execution of the documents.

SECTION 2. Arkansas Code § 27-14-806(b), concerning the amount of time
authorized to perfect and give constructive notice of a lien against a
vehicle, is amended to read as follows:

(b)(1)(A) The lien ~~shall be deemed~~ is perfected and the constructive notice ~~shall be~~ is effective from the date of the execution of the instrument creating and evidencing the lien or encumbrance if it is filed as authorized in this section within ~~thirty (30)~~ sixty (60) days after the date of the execution ~~thereof of the instrument.~~

(B) If the instrument is filed more than ~~thirty (30)~~ sixty (60) days after the date of the execution ~~thereof of the instrument,~~ the lien ~~shall be deemed~~ is perfected and the constructive notice ~~shall date~~ dates from the time of the filing of the instrument.

(2) However, the filing of a lien under ~~the provisions of this~~ section by the lienholder and the payment of the fee ~~therefor shall in no way~~ does not relieve ~~any~~ a person of the obligation of paying the fee required by law for filing a lien to be evidenced on a certificate of title of a motor vehicle.

SECTION 3. Arkansas Code § 27-14-903(a), concerning the time required for a vehicle to be registered, is amended to read as follows:

~~(a)(1) The transferee of any new or used vehicle required by law to be registered shall apply for, or cause to be applied for, the registration thereof within thirty (30) days after the date of the release of lien by a prior lienholder, as provided in § 27-14-909, or thirty (30) days after the date of the transfer if no lien exists.~~

~~(2) No vehicle shall be operated upon a public street or highway for more than thirty (30) days after the release of lien by a prior lienholder, as provided in § 27-14-909, or thirty (30) days after the transfer date if no lien exists, unless a valid registration plate is properly attached thereto.~~

(a)(1) The transferee of a new or used vehicle required by law to be registered shall apply for the registration of the vehicle within:

(A) Sixty (60) days after the date of the release of the lien by a prior lienholder under § 27-14-909; or

(B) Sixty (60) days after the date of transfer if no lien exists.

(2) Unless a valid registration plate is properly attached to the vehicle, a vehicle shall not be operated upon a public street or highway for more than:

1 (A) Sixty (60) days after the release of the lien by a
2 prior lienholder under § 27-14-909; or

3 (B) Sixty (60) days after the transfer date if no lien
4 exists.

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6 SECTION 4. Arkansas Code § 27-14-1705(b)(1), concerning the amount of
7 time a temporary preprinted paper buyer's tag is valid, is amended to read as
8 follows:

9 (b)(1) The temporary preprinted paper buyer's tag is valid for the
10 operation of the vehicle until the earlier of:

11 (A) The date ~~on which~~ the vehicle is registered; or
12 (B) The ~~thirtieth~~ sixtieth calendar day after the
13 date of purchase.

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16 Referral requested by: Representative Kim Hammer

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