

2 State of Arkansas

3 90th General Assembly

4 Second Extraordinary Session, 2016

A Bill

DRAFT DTP/DTP

HOUSE BILL

5
6 By: Representative Hammer

7
8 Filed with: Arkansas Legislative Council
9 pursuant to A.C.A. §10-3-217.

10 For An Act To Be Entitled

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

16 Subtitle

17
18 TO AMEND THE TIME AUTHORIZED TO APPLY FOR
19 VEHICLE TITLE AND REGISTRATION; TO EXTEND
20 THE TIME A TEMPORARY PREPRINTED PAPER
21 BUYER'S TAG IS VALID.

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23
24 BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF ARKANSAS:

25
26 SECTION 1. Arkansas Code § 27-14-805(b)(1), concerning the amount of
27 time authorized to file and issue a new certificate of title to perfect a
28 lien against a vehicle, is amended to read as follows:

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

33
34 SECTION 2. Arkansas Code § 27-14-806(b), concerning the amount of time
35 authorized to perfect and give constructive notice of a lien against a
36 vehicle, is amended to read as follows:

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

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

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

15
 16 SECTION 3. Arkansas Code § 27-14-903(a), concerning the time required
 17 for a vehicle to be registered, is amended to read as follows:

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

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

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

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

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

34 (2) Unless a valid registration plate is properly attached to
 35 the vehicle, a vehicle shall not be operated upon a public street or highway
 36 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

17 Prepared by: DTP
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