

State of Arkansas

77th General Assembly A Bill

HOUSE BILL

Third Extraordinary Session, 1989

CALL ITEM 23

1118

By: Representatives Teague and Kerr

For An Act To Be Entitled

"AN ACT TO ELIMINATE THE REQUIREMENT THAT MOTOR VEHICLES BE INSPECTED; TO LEVY IN LIEU OF THE MOTOR VEHICLE INSPECTION FEE AN ADDITIONAL ANNUAL MOTOR VEHICLE REGISTRATION FEE OF TWO DOLLARS AND FIFTY CENTS (\$2.50) ON EACH MOTOR VEHICLE REQUIRED TO BE REGISTERED AND LICENSED IN THIS STATE; TO PROVIDE THAT ONE-HALF OF THE ADDITIONAL FEE SHALL BE LEVIED FOR A TWO-YEAR PERIOD ONLY AND THE PROCEEDS SHALL BE USED FOR THE WAR ON DRUGS AND STATE PRISONS; TO PROVIDE THAT THE OTHER HALF OF THE FEE SHALL BE SECURITY FOR BONDS ISSUED UNDER THE ARKANSAS DEPARTMENT OF PUBLIC SAFETY BUILDING ACT AND CERTIFICATES OF INDEBTEDNESS ISSUED UNDER THE PUBLIC FACILITIES FINANCE ACT; AND FOR OTHER PURPOSES."

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

SECTION 1. Chapter 32 of Title 27 of the Arkansas Code is hereby repealed.

SECTION 2. There is hereby levied upon each motor vehicle which is required to be registered and licensed in Arkansas, an annual registration or license fee of two dollars and fifty cents (\$2.50), which fee is in addition to all other registration and license fees provided by law. The additional fee shall be collected by the Revenue Commissioner at the same time and in the same manner as other motor vehicle registration and license fees.

SECTION 3. (a) One dollar and twenty-five cents (\$1.25) of the additional registration fee shall be deposited into the State Treasury as special revenues with fifty percent (50%) to be deposited into the War on Drugs Fund and fifty percent (50%) to be deposited into the Inmate Care and

Custody Fund Account. This one dollar and twenty-five cent (\$1.25) portion of the fee levied by this act shall cease to be collected on January 1, 1992.

(b) One dollar and twenty-five cents (\$1.25) of the additional fee levied by this act shall be deposited into the Public Facilities Debt Service Fund to be used for the payment of principal of, premiums, if any, interest on, and trustee's and paying agent's fees in connection with the Department of Public Safety Building revenue bonds issued under the Department of Public Safety Building Act and certificates of indebtedness issued under the Public Facilities Finance Act of 1983. The revenues under this subsection shall replace the revenues previously pledged therefor derived from the motor vehicle inspection fee.

SECTION 4. All provisions of this act of a general and permanent nature are amendatory to the Arkansas Code of 1987 Annotated and the Arkansas Code Revision Commission shall incorporate the same in the Code.

SECTION 5. All laws and parts of laws in conflict with this act are hereby repealed.

SECTION 6. EMERGENCY. It is hereby found and determined by the General Assembly that the motor vehicle inspection program has not accomplished the purposes for which it was established and has resulted in considerable expense and inconvenience to the motoring public; that additional revenues are needed to fight the war on drugs and to fund our state prisons; that this act accomplishes both purposes and protects the bonds and certificates of indebtedness which were secured by a portion of the motor vehicle inspection fee by pledging the same amount of the additional fee levied by this act as security for those bonds and certificates of indebtedness; and that this act should go into effect immediately in order to provide the necessary funds as soon as possible. Therefore, an emergency is hereby declared to exist and this Act being necessary for the preservation of the public peace, health and safety shall be in full force and effect from and after its passage and approval.