

1 **State of Arkansas**
2 **78th General Assembly**
3 **Regular Session, 1991**

A Bill

HOUSE BILL 1324

4 **By: Reps. Hutchinson, M. Wilson, Watts and Givens**

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For An Act To Be Entitled

8 "AN ACT TO AMEND ARKANSAS CODE ANNOTATED 27-37-306 TO
9 PROVIDE THAT TINTING OF CERTAIN MOTOR VEHICLE WINDOWS
10 *SHALL NOT EXCEED CERTAIN LIGHT TRANSMISSION LEVELS; AND*
11 *FOR OTHER PURPOSES.*"

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

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16 SECTION 1. Arkansas Code Annotated 27-37-306 is
17 amended to read as follows:

18 "27-37-306. Tinted windows.

19 (a) It shall be unlawful to operate a vehicle on the public highways
20 with any *mirrored* tinting material on any window of the vehicle. It shall be
21 unlawful to operate a vehicle on the public highways if after-market tinting
22 material, together with striping material, has been applied to any windows of
23 the vehicle or if letters or logos larger than one-fourth inch (1/4") have
24 been applied to the windows of the vehicle.

25 (b) After-market tinting of vehicle windows shall be lawful only as
26 follows:

27 (1) Windshields. The glass immediately in front of operator may
28 have a strip of tinting material applied to the top edge, known in the
29 industry as an "eyebrow", but it may not extend downward more than five inches
30 (5") from the top *dead center* of the windshield.

31 (2) Front Windows and Vents. The window or windows immediately to
32 the operator's right and left may be filmed only with films designated by the
33 manufacturer as "A.T." (auto tint) 35 or any film, other than *mirrored* film,
34 that has a light transmission of *thirty-five percent (35%) or greater, with a*
35 *five percent (5%) variance of the manufactured film.*

1 (3) Rear Door Windows, Quarter Glasses, and Back Glasses. The
2 rear door windows, quarter glasses, and back glass may be tinted with any tint
3 that is designated "A.T." and which permits light transmission of twenty
4 percent (20%) or greater.

5 (c) Any vehicle that is operated on Arkansas roads with after-market
6 tinting material on any glass shall have attached to the front glass
7 immediately to the operator's right and left a label containing the name and
8 phone number of the company installing the tinting material affirming that all
9 tinting on this vehicle conforms to the requirements of this section.

10 (d) The provisions of this section shall not apply to motorists
11 operating vehicles registered in other states that have enacted legislation
12 regulating the shading of windshields or windows of motor vehicles, who are
13 driving on Arkansas roads and highways.

14 (e) Any installer of motor vehicle glass tinting material who installs
15 any glass tinting in violation of this section or otherwise violates the
16 provisions of this section or any person operating any motor vehicle with
17 glass tinting or other after-market alteration of the glass in the vehicle
18 which is contrary to the provisions of this section shall be guilty of a Class
19 B misdemeanor. However, owners of vehicles with glass tinting in violation of
20 this section existing as of the effective date of this act shall have till
21 September 1, 1991 to bring the vehicle into conformance with the provisions of
22 this section."

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24 SECTION 2. All provisions of this act of a general and permanent nature
25 are amendatory to the Arkansas Code of 1987 Annotated and the Arkansas Code
26 Revision Commission shall incorporate the same in the Code.

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28 SECTION 3. If any provision of this act or the application thereof to
29 any person or circumstance is held invalid, such invalidity shall not affect
30 other provisions or applications of the act which can be given effect without
31 the invalid provision or application, and to this end the provisions of this
32 act are declared to be severable.

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34 SECTION 4. All laws and parts of laws in conflict with this act are
35 hereby repealed.

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SECTION 5. It is hereby found and determined by the General Assembly that the proper regulation of equipment on motor vehicles is a proper and necessary function of State Government, and the loss of life and property, and the protection of law enforcement officers enforcing our traffic laws creates an emergency. Therefore, this act being necessary for the immediate preservation of the public peace, health and safety, shall go into effect immediately upon its passage and approval.

/s/Tim Hutchinson, et al