

1 **State of Arkansas**  
2 **78th General Assembly**  
3 **First Extraordinary Session, 1992**  
4 **By: Representatives McGinnis and Jordan**  
5 *Representative Owen Miller*

**Call Item 49**

# **A Bill**

**HOUSE BILL 1044**

## **For An Act To Be Entitled**

8 "AN ACT TO AMEND SUBDIVISION (a) (3) (H) OF ARKANSAS CODE  
9 §27-14-601 TO PROVIDE FOR A SEPARATE REGISTRATION FEE FOR  
10 VEHICLES TO BE OPERATED SEPARATELY, OR IN COMBINATION WITH  
11 OTHER VEHICLES, WHICH VEHICLE OR COMBINATION HAS A TOTAL  
12 OUTSIDE WIDTH IN EXCESS OF ONE HUNDRED TWO INCHES (102")  
13 BUT NOT EXCEEDING ONE HUNDRED EIGHT INCHES (108") AND IS  
14 UTILIZED OR INTENDED TO BE UTILIZED TO TRANSPORT COMPACTED  
15 SEED COTTON FROM THE FARM TO THE FIRST POINT AT WHICH SUCH  
16 SEED COTTON SHALL FIRST UNDERGO ANY PROCESSING,  
17 PREPARATION FOR PROCESSING, OR TRANSFORMATION FROM ITS  
18 COMPACTED STATE; TO AMEND SUBSECTION (d) OF ARKANSAS CODE  
19 §27-14-601 FOR THE PURPOSES OF CLARIFYING THAT SUBSECTION  
20 AS IT IS CURRENTLY CODIFIED AND TO DEDICATE A CERTAIN  
21 AMOUNT OF EACH FEE COLLECTED FOR THE SEPARATE REGISTRATION  
22 OF SUCH ABOVE-DESCRIBED VEHICLES TO THE STATE HIGHWAY AND  
23 TRANSPORTATION DEPARTMENT FUND; TO AMEND ARKANSAS CODE  
24 §27-35-206 TO PROVIDE AN EXCEPTION TO THE WIDTH PROVISIONS  
25 SET OUT THEREIN IN ORDER TO ALLOW THE OPERATION OF  
26 VEHICLES, AS DEFINED IN SUBSECTION (a) OF ARKANSAS CODE  
27 §27-14-207, UTILIZED TO TRANSPORT COMPACTED SEED COTTON  
28 FROM THE FARM TO THE FIRST POINT AT WHICH SUCH SEED COTTON  
29 SHALL FIRST UNDERGO ANY PROCESSING, PREPARATION FOR  
30 PROCESSING, OR TRANSFORMATION FROM ITS COMPACTED STATE,  
31 WITH WIDTHS NOT EXCEEDING ONE HUNDRED EIGHT INCHES (108")  
32 ON ALL HIGHWAYS OF THIS STATE, WITH THE EXCEPTION OF  
33 FEDERAL INTERSTATE HIGHWAYS, PROVIDED SUCH VEHICLES ARE  
34 EQUIPPED AND OPERATED IN COMPLIANCE WITH THE TRAFFIC LAWS  
35 OF THIS STATE AS WELL AS ALL SAFETY RULES AND REGULATIONS

1 OF THE UNITED STATES DEPARTMENT OF TRANSPORTATION AND THE  
2 ARKANSAS STATE HIGHWAY COMMISSION; TO AMEND SUBSECTION (a)  
3 OF ARKANSAS CODE §27-35-208 TO PROVIDE THAT ANY SINGLE  
4 TRUCK, UNLADEN OR WITH LOAD, UTILIZED TO TRANSPORT  
5 COMPACTED SEED COTTON FROM THE FARM TO THE FIRST POINT AT  
6 WHICH SUCH SEED COTTON SHALL FIRST UNDERGO ANY PROCESSING,  
7 PREPARATION FOR PROCESSING, OR TRANSFORMATION FROM ITS  
8 COMPACTED STATE, MAY BE OPERATED ON THE HIGHWAYS OF THIS  
9 STATE, WITH THE EXCEPTION OF FEDERAL INTERSTATE HIGHWAYS,  
10 WITH AN OVERALL LENGTH IN EXCESS OF FORTY FEET (40') BUT  
11 NO MORE THAN FIFTY-FIVE FEET (55'); TO AMEND SUBSECTION  
12 (g) OF ARKANSAS CODE §27-35-203 TO ALLOW A VARIANCE FOR  
13 SUCH ABOVE-DESCRIBED VEHICLES OF EIGHT THOUSAND POUNDS  
14 (8,000 LBS.) PER AXLE ABOVE THE MAXIMUM ALLOWABLE GROSS  
15 AXLE WEIGHT PROVIDED IN SUBSECTIONS (a) AND (b) OF  
16 ARKANSAS CODE §27-35-203 AND SUBDIVISION (c) (1) OF  
17 ARKANSAS CODE §27-35-203, PROVIDED NO SUCH VARIANCE SHALL  
18 BE ALLOWED ON ANY FEDERAL INTERSTATE HIGHWAY IN THIS  
19 STATE; TO AMEND ARKANSAS CODE §27-35-203(i), AS AMENDED BY  
20 ACT 1139 OF 1991, TO PROVIDE THAT ALL VEHICLES WITH FIVE  
21 (5) AXLES HAULING UNFINISHED AND UNPROCESSED FARM  
22 PRODUCTS, FOREST PRODUCTS AND OTHER PRODUCTS OF THE SOIL  
23 SHALL HAVE A MAXIMUM WEIGHT LIMIT OF 36,500 POUNDS (lbs.)  
24 WHEN OPERATED ON NON-INTERSTATE HIGHWAYS IN THE STATE; TO  
25 DECLARE AN EMERGENCY; AND FOR OTHER PURPOSES."

26  
27 BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF ARKANSAS:

28  
29 SECTION 1. Subdivision (a) (3) (H) of Arkansas Code §27-14-601 is hereby  
30 amended to read as follows:

31 "(H) Class Eight - (i) In order to aid in the development of  
32 the natural resources of Arkansas, and in order to eliminate apparent  
33 inequities in license charges for vehicles using only improved roads and those  
34 used on the farm, in the wooded areas, and off the main highway system of this  
35 state, a special classification is created to provide a different and more

1 equitable rate for those vehicles used exclusively for hauling animal feed by  
2 owners of livestock or poultry for consumption in this state by livestock or  
3 poultry owned by them and in hauling unfinished and unprocessed farm products,  
4 forest products, and clay minerals and ores, originating and produced in  
5 Arkansas from the point of production, harvesting, or severance to the point  
6 in this state at which they shall first undergo any processing, preparation  
7 for processing, conversion, or transformation from their raw, natural, or  
8 severed state. Rock or stone or crushed rock or crushed stone, except rock or  
9 stone which is to undergo further processing into a finished or semifinished  
10 product other than crushed rock or crushed stone, shall not be construed as  
11 'clay minerals' or 'ores' under the provisions of this classification.

12 (ii) The annual license fees for vehicles classified  
13 natural resources vehicles shall be as follows:

14 (a) For a vehicle with two (2) axles, a fee of  
15 three dollars and ninety cents (\$3.90) per one thousand pounds (1,000 lbs.)  
16 of gross loaded weight of the vehicle, with a minimum fee of thirty-two  
17 dollars and fifty cents (\$32.50) and a maximum fee of sixty-five dollars  
18 (\$65.00) for each vehicle.

19 (b) For a vehicle with three (3) axles, a fee  
20 of ninety-seven dollars and fifty cents (\$97.50).

21 (c) For a vehicle with four (4) axles, a fee of  
22 one hundred thirty dollars (\$130).

23 (d) For a vehicle with five (5) axles, a fee of  
24 one hundred sixty-two dollars and fifty cents (\$162.50).

25 (e) For a vehicle with five (5) axles used  
26 exclusively by the owner of livestock or poultry in hauling animal feed for  
27 consumption in this state by the owner's livestock or poultry, a fee of six  
28 hundred fifty dollars (\$650).

29 (f) Notwithstanding any of the provisions of  
30 this subdivision (H) to the contrary, for a vehicle to be operated separately,  
31 or in combination with other vehicles, which vehicle or combination has a  
32 total outside width in excess of one hundred two inches (102") but not  
33 exceeding one hundred eight inches (108") and is utilized or intended to be  
34 utilized to transport compacted seed cotton from the farm to the first point  
35 at which such seed cotton shall first undergo any processing, preparation for

1 processing, or transformation from its compacted state, the annual license fee  
2 shall be six hundred fifty dollars (\$650). Provided, any full trailer or  
3 semitrailer used in combination with such registered vehicle shall also be  
4 registered in accordance with and pursuant to the applicable fees set out in  
5 subdivision (a) (3) (I) of this §27-14-601. That portion of the annual  
6 license fee established by this paragraph (f) which equals four hundred  
7 eighty-seven dollars and fifty cents (\$487.50) is declared to be a permit fee  
8 for the use of the public roads and streets of this State by such vehicles  
9 while operated separately, or in combination with other vehicles, due to the  
10 unusual design and size of such vehicles, or combinations of vehicles.

11 (iii) (a) The foregoing vehicles shall not exceed the  
12 maximum axle load permitted by law.

13 (b) Five (5) axle vehicles may haul maximum  
14 gross loaded weights of up to eighty thousand pounds (80,000 lbs.) without the  
15 purchase of any additional or different type license.

16 (iv) The director shall cause to be issued special  
17 and distinctive license plates for vehicles in this classification, with  
18 separate license plates to be established for those vehicles hauling farm  
19 products, animal feed or compacted seed cotton and separate license plates to  
20 be established for those vehicles hauling timber products, clay minerals, or  
21 ores.

22 (v) Before any license may be issued for a vehicle  
23 designated a natural resources vehicle, the applicant shall, by affidavit,  
24 state that he is familiar with the purposes for which such licenses may be  
25 used as authorized under this classification and that he will not use such  
26 vehicle for which application for license is made for any purpose not  
27 authorized under this classification. The applicant shall indicate on his  
28 affidavit whether the vehicle is to be used for the hauling of farm products,  
29 animal feed, compacted seed cotton, forest products, clay minerals, or ores.

30 (vi) Any person entitled to obtain a natural  
31 resources license for a motor vehicle used for hauling farm products as  
32 authorized under this classification, if such vehicle is required for only  
33 seasonal or occasional use, upon submitting an affidavit, may be issued a  
34 natural resources license for such vehicle for the first six (6) months of the  
35 annual licensing period, at a rate equal to one-half (1/2) of the annual fee,

1 but in no event less than sixty-five dollars (\$65.00). The director shall  
2 issue special distinctive license plates for such vehicles, including the  
3 indication thereon of the expiration date, so as to identify them from annual  
4 natural resources plates.

5 (vii) The owner of any motor vehicle who is entitled  
6 to obtain a natural resources license for such motor vehicle for use in  
7 hauling farm products as authorized in this subdivision may use such motor  
8 vehicle for the hauling of baled cotton from the cotton gin to a cotton  
9 compress without the necessity of the payment of additional license fees or  
10 the obtaining of additional license plates for such motor vehicle.

11 (viii) The director shall promulgate such rules and  
12 regulations as may be necessary to carry out the intent of this classification  
13 and prevent abuse thereof. However, before any such rules or regulations  
14 shall be effective, they shall be approved by majority action of the members  
15 of the State Highway Commission acting for and in behalf of the Arkansas  
16 Highway Police Division of the State Highway and Transportation Department,  
17 which is the agency charged with the principal responsibility of enforcing the  
18 motor vehicle license laws of this state.

19 (ix) Vehicles licensed under this classification for  
20 the hauling of farm products only shall be permitted, without payment of  
21 additional fees, to transport return loads to the farm or domicile of the  
22 owner of such vehicles where such return load contents are the property of,  
23 and to be used or consumed by, the owner of the vehicle or his family.

24 (x) If a violation of the natural resources  
25 classification, as authorized in this subdivision is discovered, a license  
26 must immediately be purchased for such vehicle in accordance with the rate of  
27 license that should lawfully be required for such vehicle for so moving on the  
28 roads and highways of this state. No credit shall be given on the purchase  
29 price of such license for any amount or amounts paid for license hitherto  
30 purchased for use on such vehicle. This requirement of license purchase shall  
31 not be in lieu of any criminal prosecution.

32 (xi) All affidavits required under the provisions of  
33 this subdivision shall be acknowledged by the director, his authorized agent,  
34 or some other person authorized by the laws of this state to administer  
35 oaths."

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2 SECTION 2. Subsection (d) of Arkansas Code §27-14-601 is hereby amended  
3 to read as follows:

4 "(d) (1) All taxes, fees, penalties, interest, and other amounts  
5 collected under the provisions of this section, with the exception of that  
6 portion of the fee declared to be a permit fee and collected pursuant to  
7 subdivision (a) (3) (H) (ii) (f), above, shall be classified as special  
8 revenues and shall be deposited in the State Treasury. After deducting the  
9 amount to be credited to the Constitutional Officers Fund and the State  
10 Central Services Fund as provided under the Revenue Stabilization Law,  
11 §19-5-101 et seq., the State Treasurer shall transfer on the last business day  
12 of each month:

13 (A) Fifteen percent (15%) of the amount thereof to the  
14 County Aid Fund;

15 (B) Fifteen percent (15%) of the amount thereof to the  
16 Municipal Aid Fund; and

17 (C) Seventy percent (70%) of the amount thereof to the  
18 State Highway and Transportation Department Fund.

19 (2) The funds shall be further disbursed in the same manner and  
20 used for the same purposes as set out in the Arkansas Highway Revenue  
21 Distribution Law, §27-70-201 et seq.

22 (3) That portion of the annual license fee collected pursuant to  
23 subdivision (a) (3) (H) (ii) (f) of this section declared to be a permit fee  
24 shall be classified as special revenues and shall be deposited in the State  
25 Treasury. The State Treasurer shall transfer on the last business day of each  
26 month all of such portions of such annual license fees to the State Highway  
27 and Transportation Department Fund to be utilized for the construction,  
28 reconstruction, and maintenance of highways and bridges in the State Highway  
29 System."

30

31 SECTION 3. Arkansas Code §27-35-206 is hereby amended to read as  
32 follows:

33 "§27-35-206. Width of vehicles. No vehicle operated upon the highways  
34 of this state shall have a total outside width, unladen or with load, in  
35 excess of one hundred two inches (102") excluding certain safety devices as

1 designated by the state, unless a greater width is authorized by special  
2 permit issued by competent authority as provided in §27-35-210. Provided,  
3 vehicles, as defined in subsection (a) of §27-14-207, utilized to transport  
4 compacted seed cotton from the farm to the first point at which such seed  
5 cotton shall first undergo any processing, preparation for processing, or  
6 transformation from its compacted state may operate upon all highways of this  
7 state, with the exception of Federal Interstate Highways, with widths not  
8 exceeding one hundred eight inches (108") without such special permit,  
9 however, such vehicles must be equipped and operated in compliance with the  
10 traffic laws of this state as well as all safety rules and regulations of the  
11 United States Department of Transportation and the Arkansas State Highway  
12 Commission. Additionally, such vehicles utilized to transport compacted seed  
13 cotton with widths exceeding 102 inches, but not exceeding 108 inches, must be  
14 equipped and operated with both front and rear bumpers if operated  
15 individually, or, if operated in combination with other vehicles, must be  
16 equipped with a front bumper on the vehicle furnishing the motive power and  
17 with a rear bumper on the rear vehicle operated in that combination. Further,  
18 such vehicles when operated individually, or in combination with other  
19 vehicles, on the roads, highways or streets of this State must be equipped  
20 with a sign or placard on the front and on the rear of such vehicle when  
21 operated individually, or, on the front of the vehicle furnishing the motive  
22 power and on the rear of any vehicle operated in combination with the vehicle  
23 furnishing the motive power, when operated in combination, indicating that  
24 vehicle or combination of vehicles is slow moving. Such signs or placards  
25 shall be of such a size, dimension and color that it is readily apparent to  
26 the traveling public that such vehicle or combination is slow moving and shall  
27 be in accordance with rules and regulations to be made and promulgated by the  
28 Arkansas State Highway Commission and any person owning such a vehicle or  
29 combination of vehicles found operating such a vehicle or combination on the  
30 highways, roads or streets of this state without the required bumpers or  
31 without the required signs or placards shall be deemed guilty of a misdemeanor  
32 and, upon conviction, shall be fined in a sum of not less than three hundred  
33 dollars (\$300) and not more than three thousand dollars (\$3,000)."

34

35 SECTION 4. Subsection (a) of Arkansas Code §27-35-208 is hereby

1 amended to read as follows:

2       "(a) No single truck operated on the highways of this state, unladen or  
3 with load, shall have an overall length in excess of forty feet (40').  
4 Provided, any single truck, unladen or with load, utilized to transport  
5 compacted seed cotton from the farm to the first point at which such seed  
6 cotton shall first undergo any processing, preparation for processing, or  
7 transformation from its compacted state may be operated on the highways of  
8 this state, with the exception of Federal Interstate Highways, with an overall  
9 length in excess of forty feet (40') but no more than fifty-five feet (55\_)."

10

11       SECTION 5. Subsection (g) of Arkansas Code §27-35-203 is hereby amended  
12 to read as follows:

13       "(g) (1) (A) Vehicles, or combinations of vehicles, which vehicles  
14 or combinations of vehicles have a total outside width in excess of one  
15 hundred two inches (102") but not exceeding one hundred eight inches (108")  
16 used for hauling compacted seed cotton from the farm to the first point at  
17 which such seed cotton shall first undergo any processing, preparation for  
18 processing, or transformation from its compacted state shall be permitted an  
19 eight thousand pounds (8,000 lbs.) per axle variance above the maximum  
20 allowable gross axle weight for single and tandem axles set forth in  
21 subsections (a) and (b) and subdivision (c)(1) of this section, provided, no  
22 such variance for such vehicles from the formula prescribed in subsection (e)  
23 of this section, nor from the axle weight nor overall maximum gross weight  
24 shall be allowable on Federal Interstate Highways. Provided, further, no  
25 vehicle or combination of vehicles permitted the above axle variance, which  
26 vehicle or combination of vehicles has only three (3) axles, shall exceed a  
27 maximum overall gross weight of seventy thousand pounds (70,000 lbs.) and no  
28 such vehicle or combination of vehicles permitted the above axle variance,  
29 which vehicle or combination of vehicles has four (4) or more axles, shall  
30 exceed a maximum overall gross weight of eighty thousand pounds (80,000 lbs).

31       (B) Vehicles, or combinations of vehicles, with five (5)  
32 axles and used exclusively by the owner of livestock or poultry for hauling  
33 animal feed to the owner's livestock or poultry for consumption in this state  
34 shall be permitted an eight percent (8%) variance above the allowable gross  
35 weight whenever the formula in subsection (e) of this section is applied to



1 the vehicle or combination of vehicles. A maximum gross weight, including any  
2 allowable variance or tolerance, shall not exceed eighty thousand pounds  
3 (80,000 lbs.).

4 (C) Vehicles, or combinations of vehicles, used exclusively  
5 for hauling solid waste, as defined by regulations promulgated by the Arkansas  
6 State Highway Commission, shall be permitted an eight percent (8%) variance  
7 above the allowable gross weight whenever the formula in subsection (e) of  
8 this section is applied to the vehicle or combination of vehicles. However,  
9 the maximum gross weight, including any allowable variance or tolerance, shall  
10 not exceed eighty thousand pounds (80,000 lbs.).

11 (2) (A) Vehicles, or a combination of vehicles, meeting all of  
12 the requirements of subdivision (g) (1) (B) or subdivision (g) (1) (C) of this  
13 section shall not be required to meet the tandem axle load limits of  
14 subsection (b) of this section if the vehicles, or combinations thereof, do  
15 not exceed the allowable gross weight permitted by the formula in subsection  
16 (e) of this section, plus any variance, and do not exceed a gross weight of  
17 eighty thousand pounds (80,000 lbs.).

18 (B) (i) No tandem axle on any vehicle, or a combination  
19 of vehicles, meeting all of the requirements of subdivision (g) (1) (B) or  
20 subdivision (g) (1) (C) of this Section shall exceed thirty-six thousand five  
21 hundred pounds (36,500 lbs.) under this subsection.

22 (ii) No variance on gross weight or axle shall be  
23 permitted on federal interstate highways.

24 (iii) When a violation of this subsection occurs,  
25 fines and penalties to be assessed for vehicles otherwise meeting the  
26 requirements of subdivision (g) (1) (B) or subdivision (g) (1) (C) of this section  
27 shall be computed only on the basis of the excess weight over and above the  
28 maximum weight for which the vehicle qualifies under the formula prescribed in  
29 subsection (e) of this section plus an eight percent (8%) variance.

30 (iv) When a violation of this subsection occurs,  
31 fines and penalties to be assessed for vehicles otherwise meeting the  
32 requirements of subdivision (g) (1) (A) of this section shall be computed only  
33 on the basis of the excess weight over and above seventy thousand pounds  
34 (70,000 lbs.), including the variance, for a three axle vehicle, or  
35 combination of vehicles, and only on the basis of the excess weight over and

1 above eighty thousand pounds (80,000 lbs.), including the variance, for a  
2 vehicle, or combination of vehicles, with four or more axles."

3

4 SECTION 6. Subsection (i) of Arkansas Code §27-35-203, as amended by  
5 Act 1139 of 1991, is hereby amended to read as follows:

6 "(i)(1) Vehicles, or combinations of vehicles, with five (5) axles  
7 hauling sand, gravel, rock, or crushed stone and vehicles or combinations of  
8 vehicles with five (5) axles hauling unfinished and unprocessed farm products,  
9 forest products or other products of the soil shall be exempt from the federal  
10 bridge formula found in subsection (e) of this section on non-interstate  
11 highways in this state.

12 (2) Vehicles, or combinations of vehicles, with five (5) axles hauling  
13 sand, gravel, rock, or crushed stone shall comply with a tandem axle limit of  
14 thirty-four thousand pounds (34,000 lbs.) and a single axle limit of twenty  
15 thousand pounds (20,000 lbs.). Vehicles, or combinations of vehicles, with  
16 five (5) axles hauling unfinished and unprocessed farm products, forest  
17 products, or other products of the soil shall comply with a tandem axle limit  
18 of thirty-six thousand five hundred pounds (36,500 lbs.) and a single axle  
19 *limit of twenty thousand (20,000) pounds, provided, no tandem axle shall*  
20 *exceed thirty four thousand (34,000) pounds while operated on the federal*  
21 *interstate highways of this state."*

22

23 SECTION 7. All provisions of this Act of a general and permanent  
24 nature are amendatory to the Arkansas Code of 1987 Annotated and the Arkansas  
25 Code Revision Commission shall incorporate the same in the Code.

26

27 SECTION 8. If any provision of this Act or the application thereof to  
28 any person or circumstance is held invalid or unconstitutional, such  
29 invalidity or unconstitutionality shall not affect other provisions or  
30 applications of the Act which can be given effect without the invalid  
31 provision or application, and to this end the provisions of this Act are  
32 declared to be severable.

33

34 SECTION 9. All laws and parts of laws in conflict with this Act are  
35 hereby repealed, however, it is declared to be the intent of the General

1 Assembly in amending subsection (d) of Arkansas Code §27-41-601 by this Act to  
2 not only dedicate a portion of the fees to the State Highway and  
3 Transportation Department Fund collected for the separate registration of  
4 certain vehicles utilized or intended to be utilized to transport compacted  
5 seed cotton, under certain restrictions set out in this Act, but also to  
6 clarify the intent of the General Assembly that all other taxes, fees,  
7 penalties, interest and other amounts collected under Arkansas Code §27-14-601  
8 be distributed in the same manner and utilized for the same purposes as set  
9 out in the Arkansas Highway Revenue Distribution Law, Arkansas Code  
10 §27-70-201, et seq., including an initial distribution of such taxes, fees,  
11 penalties, interest and other amounts to the County Aid Fund, the Municipal  
12 Aid Fund, and the State Highway and Transportation Department Fund. It is  
13 further declared by the General Assembly that the amendment contained in this  
14 Act to subsection (d) of Arkansas Code §27-14-601 is in no way intended to  
15 repeal, amend, or abrogate the provisions of Arkansas Code §26-56-222.

16

17 SECTION 10. It is hereby found and determined by the General Assembly  
18 that a number of farmers in this state have recently purchased vehicles for  
19 the purposes of transporting compressed seed cotton from the farm to the  
20 market; that unfortunately many such vehicles exceed the current width and  
21 length laws of this state and when loaded with such compressed seed cotton at  
22 times exceed the current maximum weight laws; that unless the width, length  
23 and weight laws of this state are amended, such farmers will suffer a severe  
24 economic hardship; that the application for and securance of a special permit  
25 from the Arkansas State Highway Commission would result in an unduly  
26 cumbersome and burdensome process not only for the farmer but also for the  
27 state and that only by the immediate effectiveness of this Act may these  
28 problems be solved. Therefore an emergency is hereby declared to exist and  
29 this Act being necessary for the immediate preservation of the public peace,  
30 health and safety shall be in full force and effect from and after its passage  
31 and approval.

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*/s/Bob McGinnis, et al*

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