

1 **State of Arkansas**
2 **79th General Assembly**
3 **Regular Session, 1993**
4 **By: Senator Bradford**
5
6

A Bill

SENATE BILL 732

For An Act To Be Entitled

8 "AN ACT TO EXEMPT GASOLINE OR DIESEL POWERED TRUCKS FROM
9 THE RENTAL VEHICLE TAX; APPLY THE RESIDENTIAL MOVING TAX
10 TO THE RENTAL OR LEASE OF GASOLINE OR DIESEL POWERED
11 TRUCKS USED FOR COMMERCIAL OR RESIDENTIAL MOVING OR
12 SHIPPING; AND FOR OTHER PURPOSES."

Subtitle

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15 "~~EXEMPT GASOLINE OR DIESEL POWERED TRUCKS FROM RENTAL VEHICLE~~
16 ~~TAX.~~"

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18 *BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF ARKANSAS:*
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20 *SECTION 1. Arkansas Code Annotated 526-52-311 is amended by adding a paragraph to read as follows:*

21 *"(i) The rental vehicle tax shall not apply to gasoline or diesel powered trucks rented or leased for residential moving or shipping."*
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23 *SECTION 2. Arkansas Code Annotated shall be amended to add 526-52-312 to read as follows:*

24 *"26-52-312. Residential moving tax*

25 *(a) A commercial/residential moving tax at the rate of four and one-half percent (4-1/2%) shall apply to the short term rental of*
26 *gasoline or diesel powered trucks rented or leased for residential moving or shipping. The four and one-half percent (4-1/2%) residential*
27 *moving tax shall also apply to the sale of any tangible personal property sold in conjunction with the rental or lease of a gasoline or diesel*
28 *powered truck rented or leased for residential moving or shipping.*

29 *(b) Except as provided otherwise in this section, the tax shall be collected, reported, and paid in the same manner and at the same*
30 *time as is prescribed by law for the collection, reporting, and payment of the tax imposed by the Arkansas gross receipts tax, 526-52-101 et*
31 *seq."*
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33 *SECTION 3. All provisions of this act of a general and permanent nature are amendatory to the Arkansas Code of 1987*
34 *Annotated and the Arkansas Code Revision Commission shall incorporate the same in the Code.*
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SECTION 4. If any provision of this act or the application thereof to any person or circumstance is held invalid, such invalidity shall not affect other provisions or applications of the act which can be given effect without the invalid provision or application, and to this end the provisions of this act are declared to be severable.

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 this act is necessary in order to eliminate confusion and simplify the collection of tax for the rental truck industry. Therefore, an emergency is hereby declared to exist and this act being necessary for the immediate preservation of the public peace, health and safety shall be in full force and effect from and after July 1, 1993.

15/ Senator Bradford