

Stricken language would be deleted from and underlined language would be added to the law as it existed prior to this session of the General Assembly.

1 State of Arkansas  
2 84th General Assembly  
3 Regular Session, 2003  
4

*As Engrossed: H3/12/03*

# A Bill

HOUSE BILL 2638

5 By: Representative Mahony  
6  
7

## For An Act To Be Entitled

9 AN ACT TO RAISE THE FEES FOR THE REINSTATEMENT OF  
10 DRIVER'S LICENSES SUSPENDED FOR DWI AND REFUSAL  
11 TO SUBMIT, FOR DUPLICATE LICENSES, AND FOR  
12 SERVICES PROVIDED BY THE OFFICE OF MOTOR VEHICLE;  
13 AND FOR OTHER PURPOSES.  
14

## Subtitle

15 AN ACT TO RAISE THE FEES FOR THE  
16 REINSTATEMENT OF DRIVER'S LICENSES  
17 SUSPENDED FOR DWI AND REFUSAL TO SUBMIT,  
18 FOR DUPLICATE LICENSES, AND FOR SERVICES  
19 PROVIDED BY THE OFFICE OF MOTOR VEHICLE.  
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22

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

25 SECTION 1. Arkansas Code § 5-65-119 is amended to read as follows:

26 5-65-119. Distribution of fee.

27 The Office of Driver Services of the Revenue Division of the Department  
28 of Finance and Administration shall charge a fee of ~~seventy-five dollars~~  
29 ~~(\$75.00)~~ one-hundred-fifty dollars (\$150.00) for reinstating a driving  
30 privilege suspended or revoked because of an arrest for operating or being in  
31 actual physical control of a motor vehicle while intoxicated or while there  
32 was an alcohol concentration of eight-hundredths (0.08) or more in the  
33 person's breath or blood, § 5-65-103, or refusing to submit to a chemical  
34 test of blood, breath, or urine for the purpose of determining the alcohol or  
35 controlled substance contents of the person's blood or breath, § 5-65-202,  
36 which shall be distributed as follows:



1 (1) ~~Fourteen percent (14%)~~ Seven percent (7%) of the revenues  
2 derived from this fee shall be deposited in the State Treasury as special  
3 revenues and credited to the Public Health Fund to be used exclusively for  
4 the Office of Alcohol Testing of the Department of Health;

5 (2) ~~Sixty-six percent (66%)~~ Thirty-three percent (33%) of the  
6 revenues derived from this fee shall be deposited as special revenues in the  
7 State Treasury into the Constitutional Officers Fund and the State Central  
8 Services Fund as a direct revenue to be used by the Office of Driver Services  
9 for use in supporting the administrative driver's licensing revocation and  
10 sanctions programs provided for in this subchapter; ~~and~~

11 (3) ~~Twenty percent (20%)~~ Ten percent (10%) of the revenues  
12 derived from this fee shall be deposited in the State Treasury, and the  
13 Treasurer of State shall credit them as general revenues to the various funds  
14 in the respective amounts to each and to be used for the purposes as provided  
15 in the Revenue Stabilization Law, § 19-5-101 et seq.; and

16 (4) Fifty percent (50%) of the revenues derived from the fee  
17 levied by this section shall be deposited in the State Treasury to the credit  
18 of the General Revenue Fund Account of the State Apportionment Fund, there to  
19 be distributed with the other gross general revenue collections for that  
20 month in accordance with the Revenue Stabilization Law.

21  
22 SECTION 2. Arkansas Code § 27-16-806(c), pertaining to fees for  
23 replacement driver's licenses, is amended to read as follows:

24 (c) In addition to the fee imposed in subsection (a) of this section,  
25 an additional fee of five dollars (\$5.00) shall be collected and deposited in  
26 the State Treasury to the credit of the General Revenue Fund Account of the  
27 State Apportionment Fund, there to be distributed with the other gross  
28 general revenue collections for that month in accordance with the Revenue  
29 Stabilization Law.

30  
31 SECTION 3. Arkansas Code § 27-14-602(b), pertaining to motor vehicle  
32 registration fees, is amended to read as follows:

33 (b) *The following fees shall be charged under this chapter by the*  
34 *commissioner:*

- 35 (1) *For each certificate of title* ~~\$1.00~~ \$2.00  
36 (2) *For each duplicate certificate of title* ~~1.00~~ 2.00

1	(3) For noting each lien	<del>50</del> <u>1.00</u>
2	(4) For transfer of registration	<del>1.00</del> <u>2.00</u>
3	(5) For duplicate or substitute registration	
4	certificate	<del>1.00</del> <u>2.00</u>
5	(6) For duplicate or substitute license plate	<del>1.00</del> <u>2.00</u>

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7       SECTION 4. Arkansas Code § 27-14-606(a), pertaining to the disposition  
8 of motor vehicle registration fees, is amended to read as follows:

9       (a) All fees collected under § 27-14-602 and § 27-14-806 shall be  
10 deposited as follows: in the 1995 New Revenue Division Building Fund as cash  
11 ~~funds and shall be used for the repayment of bonds which may be issued by or~~  
12 ~~for the benefit of the Arkansas Revenue Department Building Commission~~  
13 ~~pursuant to the 1995 New Revenue Division Building Act.~~

14       (1) Fifty percent (50%) in the 1995 New Revenue Division  
15 Building Fund as cash funds and shall be used for the repayment of bonds  
16 which may be issued by or for the benefit of the Arkansas Revenue Department  
17 Building Commission pursuant to the 1995 New Revenue Division Building Act;  
18 and

19       (2) Fifty percent (50%) in the State Treasury to the credit of  
20 the General Revenue Fund Account of the State Apportionment Fund, there to be  
21 distributed with the other gross general revenue collections for that month  
22 in accordance with the provisions of Revenue Stabilization Law § 19-5-201 et  
23 seq.

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25       SECTION 5. Arkansas Code § 27-14-806(a), pertaining to the direct  
26 filing of liens against motor vehicles, is amended to read as follows:

27       (a)(1)(A) At his or her option, a lienholder may:

28               (i) Record the lien on the manufacturer's statement  
29 of origin; or

30               (ii) Record the lien on an existing certificate of  
31 title; and

32               (B) File with the Revenue Division of the Department of  
33 Finance and Administration a certified copy of the instrument creating and  
34 evidencing the lien or encumbrance.

35       (2) He or she shall remit therewith a fee of ~~one dollar (\$1.00)~~  
36 two dollars (\$2.00) for each lien to be filed.



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