

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

A Bill

SENATE BILL 364

5 By: Senator J. Bookout
6 By: Representative P. Bookout
7

For An Act To Be Entitled

8
9
10 AN ACT TO REPLACE THE REQUIREMENT OF LAW
11 ENFORCEMENT CERTIFICATION OF TRAILER DEALERS WITH
12 A SELF-CERTIFICATON FORM; AND FOR OTHER PURPOSES.
13

Subtitle

14
15 AN ACT TO REPLACE THE REQUIREMENT OF LAW
16 ENFORCEMENT CERTIFICATION OF TRAILER
17 DEALERS WITH A SELF-CERTIFICATON FORM.
18

19
20 BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF ARKANSAS:
21

22 SECTION 1. Arkansas Code § 27-14-601(a)(6), concerning the
23 registration and licensing of the motor vehicles of car dealers, is amended
24 to read as follows:

25 (6) Dealers.

26 (A) A "dealer", for the purposes of this subdivision
27 (a)(6), is a person, firm, or corporation engaged in the business of buying
28 and selling vehicles subject to registration in this state.

29 (B)(i) As a condition precedent to obtaining dealer's
30 license plates, the dealer shall furnish the director a certification ~~by the~~
31 ~~sheriff of the county in which the applicant's business is located, or, if~~
32 ~~located within a city of the first class, a certification by an officer of~~
33 ~~the metropolitan police department~~ that the applicant is a vehicle dealer and
34 has a bona fide, established place of business used ~~exclusively~~ for the sale
35 of vehicles, an office used ~~exclusively~~ for such business, a telephone listed
36 in the name of the business, and a sign identifying the establishment ~~as a~~



1 ~~vehicle dealership~~. Certification shall be required for all renewals of
 2 dealer license plates. This dealer certification shall not apply to dealers
 3 licensed by the Department of Arkansas State Police or the Arkansas Motor
 4 Vehicle Commission or the Arkansas Manufactured Home Commission and who are
 5 regulated by those authorities. The dealer certification shall consist of
 6 completion of a self-certification form prepared by the Office of Motor
 7 Vehicle.

8 (ii) Upon furnishing such certification to the
 9 director, or a copy of the dealer's license from either the Department of
 10 Arkansas State Police or the Arkansas Motor Vehicle Commission, and the
 11 payment of a fee of one hundred dollars (\$100), the dealer shall be issued a
 12 master license plate and upon the payment of a fee of twenty-five dollars
 13 (\$25.00) shall be issued a dealer's extra license plate. There is no limit to
 14 the number of dealer's extra license plates which may be purchased by a
 15 dealer. However, the dealer must secure a master license plate for each
 16 separate place of business.

17 (iii)(a) Upon furnishing certification to the
 18 director or a copy of the dealer's license from the Arkansas Manufactured
 19 Home Commission and upon the payment of fifty dollars (\$50.00), the
 20 manufactured home dealer shall be issued certification from the director for
 21 the purpose of assigning manufactured home titles.

22 (b) Each location shall be treated as a
 23 separate entity, and certification by the department shall be required for
 24 each location.

25 (C) When a dealer's master license plate or extra license
 26 plate is attached to any dealer-owned motor vehicle, the motor vehicle may be
 27 driven or operated upon the public highways for any purpose consistent with
 28 the operation of the dealership, by the licensed dealer or any other person
 29 authorized by the licensed dealer.

30 (D) Any dealer who pleads guilty or nolo contendere to, or
 31 who is found guilty of, the misuse of a dealer license plate or of allowing
 32 anyone else to misuse a dealer license plate shall be fined not more than two
 33 hundred fifty dollars (\$250) for the first offense, not more than five
 34 hundred dollars (\$500) for the second offense, and not more than one thousand
 35 dollars (\$1000) for the third and subsequent offenses.

36