

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 85th General Assembly
3 Regular Session, 2005
4

As Engrossed: H3/16/05

A Bill

HOUSE BILL 2941

5 By: Representative Pyle
6
7

For An Act To Be Entitled

9 AN ACT TO CREATE AND ISSUE A SPECIAL LICENSE
10 PLATE FOR ARKANSAS REALTORS; TO ALLOW FOR THE
11 RENEWAL OF THE ARKANSAS REALTOR® SPECIAL LICENSE
12 PLATE; AND FOR OTHER PURPOSES.
13

Subtitle

14 TO CREATE AND ISSUE A SPECIAL LICENSE
15 PLATE FOR ARKANSAS REALTORS.
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19 BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF ARKANSAS:
20

21 *SECTION 1. Arkansas Code Title 27, Chapter 15 is amended to add an*
22 *additional subchapter to read as follows:*

Subchapter 48.

Realtors® License Plate.

25 27-15-4801. Realtors® license plate decal authorized.

26 The Director of the Department of Finance and Administration shall
27 issue a special Realtors® motor vehicle license plate decal in the manner and
28 subject to the conditions prescribed in this subchapter.
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30 27-15-4802. Design.

31 (a) The license plates issued under this subchapter shall be the
32 standard color and design as are currently issued by the Department of
33 Finance and Administration, except that in lieu of the legend "The Natural
34 State" or any succeeding legend, the license plates shall have placed across
35 the bottom a permanent decal that is designed by the Arkansas Realtors®
36 Association.



1 (b)(1) The decal design shall be submitted to the Director of the
2 Department of Finance and Administration for the director's approval under
3 the rules promulgated by the director.

4 (2)(A) Upon approval of the design by the director, the Arkansas
5 Realtors® Association shall remit to the department a fee in the amount of
6 six thousand dollars (\$6,000) to cover the cost of the initial order of the
7 license plate decal.

8 (B) The fee shall be deposited into the State Central
9 Services Fund for the benefit of the Revenue Division of the Department of
10 Finance and Administration and shall be credited as supplemental and in
11 addition to all other funds as may be deposited for the benefit of the
12 division.

13 (C) The fee shall not be considered or credited to the
14 division as direct revenues.

15 (c) The Arkansas Realtors® Association may submit a newly designed
16 decal for approval and issuance by the director, but the director shall not
17 approve more than one (1) new decal design each calendar year.

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19 27-15-4803. Eligibility.

20 (a) The Department of Finance and Administration shall require proof
21 of eligibility for a special license plate decal under this subchapter.

22 (b)(1) The applicant shall present proof that he or she is a member in
23 good standing of the National Association of Realtors®.

24 (2) To establish membership in the National Association of
25 Realtors®, the applicant shall present his or her membership card.

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27 27-15-4804. Issuance – Renewal – Replacement.

28 (a) The owner of a motor vehicle who is a resident of the State of
29 Arkansas and is eligible as provided under § 27-15-4803(b) may apply for and
30 annually renew a special license plate that bears a decal that is issued
31 under this subchapter.

32 (b) An applicant for a special license plate that bears a decal under
33 this subchapter shall remit the following fees:

34 (1) The fee required by law for the registration and licensing
35 of the motor vehicle;

36 (2) A fee in the amount of twenty-five dollars (\$25.00) to cover

1 the design-use contribution by the Arkansas Realtors® Association; and

2 (3) A handling and administrative fee in the amount of ten
3 dollars (\$10.00).

4 (c) To renew a special license plate that bears a decal issued under
5 this subchapter, the owner of the motor vehicle shall remit the fees under
6 subsection (b) of this section.

7 (d) To replace a special license plate that bears a decal issued under
8 this subchapter:

9 (1) The owner of the motor vehicle shall remit the fee stated in
10 subdivision (b)(3) of this section if the registration has not expired; or

11 (2) The owner of the motor vehicle shall remit the fees stated
12 in subsection (b) of this section if the registration has expired.

13 (e) The division shall remit the fees collected under subdivision
14 (b)(2) of this section on a monthly basis to the Arkansas Realtors®
15 Association.

16 (f)(1) The fee remitted under subdivision (b)(3) of this section shall
17 be deposited into the State Central Services Fund for the benefit of the
18 Revenue Division of the Department of Finance and Administration.

19 (2) The fee shall be credited as supplemental and in addition to
20 all other funds as may be deposited for the benefit of the division.

21 (3) The fee shall not be considered or credited to the division
22 as direct revenue.

23 (g) The registration of a special license plate that bears a decal
24 issued under this section may:

25 (1) Continue from year to year as long as it is renewed each
26 year within the time and manner required by law; and

27 (2) Be renewed as provided under §§ 27-14-1012 and 27-14-1013.

28 (h) If an owner of a motor vehicle who was previously issued a special
29 license plate that bears a decal under this subchapter fails to pay the fees
30 required in subsection (c) of this section at the time of renewal, the owner
31 shall be issued a permanent license plate as provided under §§ 27-14-1007 and
32 27-14-1008.

33 (i) Upon the expiration of the registration of a special license plate
34 that bears a decal under this subchapter, the owner of the motor vehicle may
35 replace the special license plate that bears a decal with:

36 (1) A permanent license plate under §§ 27-14-1007 and 27-14-

1 1008;

2 (2) A personalized license plate;

3 (3) A different special license plate under this subchapter; or

4 (4) Any other special license plate that the person is entitled
5 to receive under this chapter.

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7 27-15-4805. Transfer to another vehicle.

8 The special Realtors® license plate that bears a decal issued under
9 this subchapter may be transferred from one (1) vehicle to another as
10 provided in § 27-14-914.

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12 27-15-4806. Compliance with other laws.

13 The special Realtors® license plate that bears a decal shall comply
14 with all other state motor vehicle laws relating to registration and
15 licensing of motor vehicles, including the minimum number of license plate
16 applications required under § 27-15-4004(a) and the discontinuation of the
17 license plate under § 27-15-4004(b), except as specifically provided
18 otherwise in this subchapter.

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20 27-15-4807. Rules and regulations.

21 The Director of the Department of Finance and Administration shall
22 promulgate reasonable rules and regulations and prescribe forms as the
23 director determines to be necessary for effectively and efficiently carrying
24 out the intent and purposes of this subchapter.

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26 SECTION 2. EMERGENCY CLAUSE. It is found and determined by the
27 General Assembly of the State of Arkansas that realtors serve an important
28 function in the state; that realtors use their motor vehicles in their
29 business; and that this act is immediately necessary to allow realtors in the
30 state the distinction of using a Realtors® license plate that bears a
31 permanent decal in the furtherance of their profession. Therefore, an
32 emergency is declared to exist and this act being immediately necessary for
33 the preservation of the public peace, health, and safety shall become
34 effective on:

35 (1) The date of its approval by the Governor;

36 (2) If the bill is neither approved nor vetoed by the Governor,

1 the expiration of the period of time during which the Governor may veto the
2 bill; or

3 (3) If the bill is vetoed by the Governor and the veto is
4 overridden, the date the last house overrides the veto.

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/s/ Pyle