

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 S3/31/05

A Bill

HOUSE BILL 2941

5 By: Representative Pyle
6 By: *Senator Laverty*
7

For An Act To Be Entitled

10 AN ACT TO CREATE AND ISSUE A SPECIAL LICENSE
11 PLATE FOR ARKANSAS REALTORS; TO ALLOW FOR THE
12 RENEWAL OF THE ARKANSAS REALTOR® SPECIAL LICENSE
13 PLATE; AND FOR OTHER PURPOSES.
14

Subtitle

15 TO CREATE AND ISSUE A SPECIAL LICENSE
16 PLATE FOR ARKANSAS REALTORS.
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20 BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF ARKANSAS:
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22 *SECTION 1. Arkansas Code Title 27, Chapter 15 is amended to add an*
23 *additional subchapter to read as follows:*

Subchapter 48.

Realtors® License Plate.

24 27-15-4801. Realtors® license plate authorized.

25 The Director of the Department of Finance and Administration shall
26 issue a special Realtors® motor vehicle license plate in the manner and
27 subject to the conditions prescribed in this subchapter.
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31 27-15-4802. Design.

32 (a) The license plates issued under this subchapter shall be designed
33 by the Arkansas Realtors® Association.

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



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

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

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

12 (c) The Arkansas Realtors® Association may submit a newly designed
13 license plate for approval and issuance by the director, but the director
14 shall not approve more than one (1) new design each calendar year.

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16 27-15-4803. Eligibility.

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

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

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

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24 27-15-4804. Issuance – Renewal – Replacement.

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

28 (b) An applicant for a special license plate under this subchapter
29 shall remit the following fees:

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

32 (2) A fee in the amount of twenty-five dollars (\$25.00) to be
33 remitted monthly to the Arkansas Real Estate Foundation; and

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

36 (c) To renew a special license plate under this subchapter, the owner

1 of the motor vehicle shall remit the fees under subsection (b) of this
2 section.

3 (d) To replace a special license plate issued under this subchapter:

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

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

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

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

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

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

18 (g) The registration of a special license plate under this subchapter
19 may:

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

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

23 (h) If an owner of a motor vehicle who was previously issued a special
24 license plate under this subchapter fails to pay the fees required in
25 subsection (c) of this section at the time of renewal, the owner shall be
26 issued a permanent license plate as provided under §§ 27-14-1007 and 27-14-
27 1008.

28 (i) Upon the expiration of the registration of a special license plate
29 under this subchapter, the owner of the motor vehicle may replace the special
30 license plate with:

31 (1) A permanent license plate under §§ 27-14-1007 and 27-14-
32 1008;

33 (2) A personalized license plate;

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

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

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27-15-4805. Transfer to another vehicle.

The special Realtors® license plate may be transferred from one (1) vehicle to another as provided in § 27-14-914.

27-15-4806. Compliance with other laws.

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

27-15-4807. Rules and regulations.

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

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

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

(2) If the bill is neither approved nor vetoed by the Governor, the expiration of the period of time during which the Governor may veto the bill; or

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

/s/ Pyle