

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: S3/16/05 S3/29/05

A Bill

SENATE BILL 935

5 By: Senator Faris
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For An Act To Be Entitled

9 AN ACT TO AMEND THE MOTOR VEHICLE LAWS CONCERNING
10 REGISTRATION, CERTIFICATES OF TITLE, AND
11 LICENSING; AND FOR OTHER PURPOSES.
12

Subtitle

13 TO AMEND THE MOTOR VEHICLE LAWS
14 CONCERNING REGISTRATION, CERTIFICATES OF
15 TITLE, AND LICENSING.
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19 BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF ARKANSAS:
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21 SECTION 1. Arkansas Code § 27-14-212 is amended to read as follows:

22 27-14-212. Implements of husbandry.

23 "Implements of husbandry" means every vehicle designed ~~and~~ or adapted
24 exclusively for timber harvesting or hauling, agricultural, horticultural, or
25 livestock raising operations, or for lifting or carrying an implement of
26 husbandry, and, in either case, not subject to registration if used upon the
27 highways.
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29 SECTION 2. Arkansas Code § 27-14-703 is amended to read as follows:

30 27-14-703. Vehicles subject to registration - Exceptions.

31 Every motor vehicle, trailer, semitrailer, and pole trailer when driven
32 or moved upon a highway and every mobile home shall be subject to the
33 provisions of this chapter except:

34 (1) Any vehicle driven or moved upon a highway in conformance
35 with the provisions of this chapter relating to manufacturers, transporters,
36 dealers, lienholders, or nonresidents or under a temporary registration



1 permit issued by the office as authorized in § 27-14-708;

2 (2) Any vehicle which is driven or moved upon a highway only for
3 the purpose of crossing such highway from one (1) property to another;

4 (3)(A) Any implement of husbandry that is only incidentally
5 operated or moved upon a highway whether or not it is of a type otherwise
6 subject to registration under this chapter or not which is only incidentally
7 operated or moved upon a highway.

8 (B) Incidental use may be established by an affidavit of
9 the owner of the implement of husbandry submitted to the Department of
10 Finance and Administration along with payment of the gross receipts or use
11 tax imposed on the implement of husbandry when the owner applies for and
12 receives a certificate of title to the implement of husbandry.

13 (C) The transportation of logs or timber upon a highway
14 from the point of severance to a point in this state at which the logs or
15 timber first undergo any processing, preparation for processing, conversion,
16 or transformation from their natural or severed state shall not be incidental
17 operation of the implement of husbandry upon a highway.

18 (D) An affidavit to establish incidental use is not
19 required if the implement of husbandry was originally manufactured as an
20 implement of husbandry;

21 (4) Any special mobile equipment as defined in § 27-14-211;

22 (5) Any vehicle which is propelled exclusively by electric power
23 obtained from overhead trolley wires, though not operated upon rails;

24 (6) Any mobile home for which the certificate of title has been
25 cancelled under § 27-14-1603; and

26 ~~(6)(7)~~ No certificates of title need be obtained for any vehicle
27 of a type subject to registration owned by the federal government.

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29 SECTION 3. Arkansas Code § 27-14-1603 is amended to read as follows:
30 27-14-1603. Cancellation of title.

31 (a) If a manufactured home or a mobile home is to be affixed to real
32 estate, the manufacturer's certificate or the original document of title may
33 be surrendered to the Department of Finance and Administration for
34 cancellation.

35 (b)(1) The Director of the Department of Finance and Administration
36 may require the filing of pertinent information for the cancellation of

1 manufactured home titles or mobile home titles.

2 (2) The director shall have the authority to promulgate rules
3 and regulations to establish a procedure for the cancellation of manufactured
4 home titles or mobile home titles.

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/s/ Faris