

1 State of Arkansas  
2 89th General Assembly  
3 Regular Session, 2013  
4  
5 By: Representative Neal  
6 By: Senator J. Woods  
7

# A Bill

HOUSE BILL 1460

## For An Act To Be Entitled

9 AN ACT TO REQUIRE THE DRIVER'S LICENSE NUMBER OF THE  
10 OWNER OF A MOTOR VEHICLE TO BE PRODUCED WHEN A MOTOR  
11 VEHICLE IS REGISTERED; TO REQUIRE THE IMPLEMENTATION  
12 OF A SYSTEM TO LINK DRIVER'S LICENSE NUMBERS AND  
13 MOTOR VEHICLE REGISTRATION FOR CERTAIN VEHICLES; AND  
14 FOR OTHER PURPOSES.

## Subtitle

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18 TO REQUIRE A VALID DRIVER'S LICENSE FOR  
19 MOTOR VEHICLE REGISTRATION; AND TO  
20 REQUIRE A SYSTEM TO LINK DRIVER'S LICENSE  
21 NUMBERS AND MOTOR VEHICLE REGISTRATION  
22 FOR CERTAIN VEHICLES.  
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25 BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF ARKANSAS:  
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27 SECTION 1. Arkansas Code § 27-14-705(b), concerning the application  
28 for registration and certificate of title, is amended to read as follows:

29 (b) The application shall contain:

30 (1) The name, bona fide residence, and mailing address of the  
31 owner or business address of the owner if a firm, association, or  
32 corporation;

33 (2)(A) A description of the vehicle, including, insofar as the  
34 data specified in this subsection may exist with respect to a given vehicle,  
35 the make, model, type of body, the number of cylinders, the serial number of  
36 the vehicle, the engine or other number of the vehicle designated to identify



1 vehicles for registration purposes, and whether new or used, and if a new  
 2 vehicle, a certificate of origin.

3 (B)(i) Except as provided under § 27-14-726, the  
 4 certificate of origin shall be furnished to the dealer by the manufacturer  
 5 and shall accompany the application for license and title.

6 (ii) Except as provided under § 27-14-726, ~~no a~~  
 7 license for the operation of the vehicle shall not be granted and ~~no a~~  
 8 certificate of title shall not be issued unless the certificate of origin is  
 9 made a part of the application.

10 (C) The certificate of origin shall be on a form ~~to be~~  
 11 prescribed by the Commissioner of Motor Vehicles.

12 (D) In the event a vehicle is designed, constructed,  
 13 converted, or rebuilt for the transportation of property, the application  
 14 shall include a statement of ~~its~~ the vehicle's capacity in terms of maximum  
 15 gross vehicle weight rating as authorized by the manufacturer of the chassis  
 16 or the complete vehicle;

17 (3) A statement of the applicant's title and of all liens or  
 18 encumbrances upon the vehicle and the names and addresses of all persons  
 19 having any interest ~~therein~~ in the vehicle and the nature of every such  
 20 interest and the name and address of the person to whom the certificate of  
 21 title shall be delivered by the office;

22 (4)(A) Beginning on the first day of the first calendar month  
 23 following the effective date of this act, the driver's license number and  
 24 issuing official governmental entity for the owner for registration of the  
 25 following motor vehicles:

26 (i) Class One, Class Two, or Class Three pleasure  
 27 vehicles; and

28 (ii) Class One trucks.

29 (B) If the owner is a corporation, the owner shall provide  
 30 the driver's license number and issuing official governmental entity for each  
 31 person authorized by the corporation to drive the motor vehicle; and

32 ~~(4)(A)~~ (5)(A) Further information as may reasonably be required  
 33 by the office to enable it to determine whether the vehicle is lawfully  
 34 entitled to registration and the owner entitled to a certificate of title.

35 (B) When ~~such~~ the application refers to a new vehicle  
 36 purchased from a dealer, the application shall be accompanied by a statement

1 by the dealer or a bill of sale showing any lien retained by the dealer and a  
 2 fee of fifty cents (50¢) in addition to the title.

3 (C) For the purposes of this section:

4 (i) ~~The words "new vehicle" shall be defined as~~ "New  
 5 vehicle" means any motor vehicle transferred for the first time from a  
 6 manufacturer or importer, or dealer or agent of a manufacturer or importer,  
 7 and which motor vehicle had ~~heretofore~~ not been used before, and is what is  
 8 commonly known as a "new motor vehicle"; and

9 (ii) ~~The words "used vehicle" shall be~~ "Used  
 10 vehicle" means any motor vehicle ~~which~~ that has been sold, bargained,  
 11 exchanged, given away, or the title transferred from the person who first  
 12 took ownership from the manufacturer or importer, dealer, or agent of the  
 13 manufacturer or importer, or so used as to have become what is commonly known  
 14 as a "secondhand motor vehicle".

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 16 SECTION 3. Arkansas Code § 27-14-710 is amended to read as follows:

17 27-14-710. Grounds for refusing registration or certificate of title.

18 (a) As used in this section, "valid driver's license" means a driver's  
 19 license:

20 (1) Issued by:

21 (A) The Office of Motor Vehicle of the Department of  
 22 Finance and Administration;

23 (B) Another state;

24 (C) A branch of the armed services of the United States;

25 or

26 (D) A country with which the Department of Finance and  
 27 Administration has a reciprocal agreement for drivers' licenses under § 27-  
 28 16-809; and

29 (2) That is not currently expired, suspended, revoked, or  
 30 canceled.

31 (b) The ~~Office of Motor Vehicle~~ office shall refuse registration or  
 32 issuance of a certificate of title or any transfer of registration upon any  
 33 of the following grounds:

34 (1) That the application contains any false or fraudulent  
 35 statement or that the applicant has failed to furnish required information or  
 36 reasonable additional information requested by the office or that the

1 applicant is not entitled to the issuance of a certificate of title or  
 2 registration of the vehicle under this chapter;

3 (2) That the office has reasonable grounds to believe that the  
 4 vehicle is a stolen or embezzled vehicle or that the granting of registration  
 5 or the issuance of a certificate of title would constitute a fraud against  
 6 the rightful owner or other person having valid lien upon such vehicle;

7 (3) That the registration of the vehicle stands suspended or  
 8 revoked for any reason as provided in the motor vehicle laws of this state;

9 (4) That the required fee has not been paid; ~~or~~

10 (5) That the owner of a commercial motor vehicle has had his or  
 11 her authority to operate denied or suspended by the United States Department  
 12 of Transportation for safety-related violations; or

13 (6) That the owner or named driver of the vehicle does not have  
 14 a valid driver's license.

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 16 SECTION 4. Arkansas Code Title 27, Chapter 14, Subchapter 7 is amended  
 17 to add an additional section to read as follows:

18 27-14-728. System to link motor vehicles with insured drivers.

19 (a) The purpose of this section is to require a system to be developed  
 20 to monitor compliance with the minimum insurance coverage requirements for  
 21 motor vehicles under § 27-22-104 and the requirement that each person  
 22 operating a motor vehicle hold a valid driver's license as defined in § 27-  
 23 14-710.

24 (b) This section applies only to the registration of:

25 (1) Class One, Class Two, or Class Three pleasure vehicles; and

26 (2) Class One trucks.

27 (c) On and after July 1, 2014, the Office of Motor Vehicle shall  
 28 implement a system that links each registered motor vehicle with:

29 (1) The name on the automobile insurance policy information  
 30 provided to the office under § 27-13-102 for that motor vehicle; and

31 (2) The following driver's license information for each listed  
 32 driver:

33 (A) The governmental entity that issued the driver's  
 34 license; and

35 (B) The driver's license number.