

1 State of Arkansas
2 89th General Assembly
3 Regular Session, 2013
4

As Engrossed: S3/21/13

A Bill

SENATE BILL 1101

5 By: Senator Rapert
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For An Act To Be Entitled

8 AN ACT TO AMEND THE LAW CONCERNING THE APPLICABILITY
9 OF TOWING AND STORAGE LAW AND THE REMOVAL OF
10 UNATTENDED OR ABANDONED VEHICLES; TO MAKE OTHER
11 TECHNICAL CORRECTIONS; AND FOR OTHER PURPOSES.
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Subtitle

14 TO AMEND THE LAW CONCERNING THE
15 APPLICABILITY OF TOWING AND STORAGE LAW
16 AND THE REMOVAL OF UNATTENDED OR
17 ABANDONED VEHICLES.
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21 BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF ARKANSAS:
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23 *SECTION 1. Arkansas Code § 27-50-1201 is amended to read as follows:*
24 *27-50-1201. Applicability.*

25 *(a) This subchapter applies to a person:*

26 *(1) Engaged in the towing or storage of vehicles for any*
27 *commercial purpose in the State of Arkansas; and*

28 *(2) That is hired to tow or store the vehicle for any commercial*
29 *purpose.*

30 *(b) This subchapter does not apply to the following tow vehicles and*
31 *related equipment:*

32 *(1) Car carriers capable of carrying five (5) or more vehicles*
33 *and that have ~~federal Interstate Commerce Commission~~ Federal Motor Carrier*
34 *Safety Administration authority;*

35 *(2) Tow vehicles owned by a governmental entity and not used for*
36 *commercial purposes; and*



1 (3) If in compliance with § 27-35-112, tow vehicles that are:

2 (A) Registered in another state;

3 (B) Operating under ~~federal Interstate Commerce Commission~~
4 Federal Motor Carrier Safety Administration authority; and

5 (C) Not regularly doing business or soliciting business in
6 the State of Arkansas.

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8 SECTION 2. Arkansas Code § 27-50-1202, concerning definitions under
9 the law related to the removal of unattended or abandoned vehicles, is
10 amended to add an additional definition to read as follows:

11 (13) "Commercial purpose" means:

12 (A) Using a tow vehicle to facilitate the movement of a
13 vehicle on a public way for compensation or the expectation of compensation;

14 (B) Engaging in the business of towing, storing, or towing
15 and storing vehicles for compensation or the expectation of compensation;

16 (C) Performing an act of towing, storing, or towing and
17 storing a vehicle for compensation or the expectation of compensation; or

18 (D) Offering to tow, store, or tow and store a vehicle for
19 compensation or the expectation of compensation.

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21 /s/Rapert
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