

State of Arkansas

As Engrossed: H2/21/17

91st General Assembly

A Bill

Regular Session, 2017

HOUSE BILL 1446

By: Representative Payton

For An Act To Be Entitled

AN ACT TO AMEND CERTAIN DEFINITIONS USED IN THE
UNIFORM MOTOR VEHICLE ADMINISTRATION, CERTIFICATE OF
TITLE, AND ANTITHEFT ACT; AND FOR OTHER PURPOSES.

Subtitle

TO AMEND CERTAIN DEFINITIONS USED IN THE
UNIFORM MOTOR VEHICLE ADMINISTRATION,
CERTIFICATE OF TITLE, AND ANTITHEFT ACT.

BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF ARKANSAS:

SECTION 1. Arkansas Code § 27-14-2301(7), concerning the definition of
"water-damaged" used in disclosure of damage and repair on a certificate of
title, is amended to read as follows:

7)(A) ~~"Water-damaged"~~ "Flood damaged" means damage to a motor
~~vehicle caused by submerging or partially submerging the motor vehicle in~~
~~water to the extent that the motor vehicle was submerged or partially~~
~~submerged at any water level above the dashboard of the motor vehicle,~~
~~regardless of the actual dollar amount of the damage~~ a motor vehicle that has
been submerged in water to the point that rising water has:

(i) Reached over the doorsill of the motor vehicle;

(ii) Entered the passenger compartment of the motor
vehicle; and

(iii) Caused damage that disables the motor
vehicle's powertrain, primary computer, or electrical systems.

(B) "Flood damaged" does not include a motor vehicle
inspected by an insurance claim representative or a motor vehicle repairer in



1 which the inspection report indicates that the motor vehicle:

2 (i) Does not have electrical, computerized, or
3 mechanical components that were damaged by water; or

4 (ii) Has one (1) or more electrical, computerized,
5 or mechanical components that were damaged by water but the damaged
6 electrical, computerized, or mechanical components have been repaired or
7 replaced.

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10 /s/Payton
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