

State of Arkansas
95th General Assembly
Regular Session, 2025

As Engrossed: S1/27/25 S2/19/25

A Bill

SENATE BILL 94

By: Senator J. Dotson
By: Representative Anchor

For An Act To Be Entitled

AN ACT CONCERNING THE REQUIREMENT FOR NEW ALL-TERRAIN VEHICLE DEALERS AND NEW LOW SPEED VEHICLE DEALERS TO MAINTAIN SERVICE AND PARTS STORAGE AREAS; AND FOR OTHER PURPOSES.

Subtitle

TO AMEND THE REQUIREMENT FOR NEW ALL-TERRAIN VEHICLE DEALERS AND NEW LOW SPEED VEHICLE DEALERS TO MAINTAIN SERVICE AND PARTS STORAGE AREAS.

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

SECTION 1. Arkansas Code § 23-112-302(e), concerning the requirements for licensing of a new motor vehicle dealer, is amended to read as follows:

(e)(1) The Except as provided by subdivision (e)(2) of this section, the applicant for a license as a new motor vehicle dealer shall furnish satisfactory evidence that the applicant:

~~(1)~~(A) Maintains adequate space in the building or structure wherein the applicant's established business is conducted for the display of new motor vehicles or will have the facilities within a reasonable time after receiving a license;

~~(2)~~(B) Has or will have adequate facilities in the building or structure to perform repair and service work on motor vehicles and adequate space for storage of new parts and accessories for the motor vehicles; and

~~(3)~~(C) Will perform repair and warranty services on a



motor vehicle at the licensed location.

(2) A new all-terrain vehicle dealer or new low speed vehicle dealer is not required to:

(A) Have a dedicated service and parts area inside of the building or structure wherein the dealer's established business is conducted;
or

(B) Perform repair and warranty services on a motor vehicle at the licensed location.

(3) A new all-terrain vehicle dealer or new low speed vehicle dealer shall:

(A) Provide:

(i) Service of an all-terrain vehicle or low speed vehicle sold by the new all-terrain vehicle dealer or new low speed vehicle dealer; or

(ii) To the purchaser of the all-terrain vehicle or low speed vehicle the name of a service provider within forty (40) miles of the new all-terrain vehicle dealer or new low speed vehicle dealer that will service the all-terrain vehicle or low speed vehicle sold by the new all-terrain vehicle dealer or new low speed vehicle dealer to the purchaser;

(B) Provide a warranty or a manufacturer's warranty on an all-terrain vehicle or low speed vehicle sold by the new all-terrain vehicle dealer or new low speed vehicle dealer;

(C) Coordinate with a warranty service provider within forty (40) miles of the new all-terrain vehicle dealer or new low speed vehicle dealer to service the warranty or manufacturer's warranty provided under subdivision (e)(3)(B) of this section;

(D) Submit the information concerning a service provider or warranty service provider identified under subdivision (e)(3)(A)(ii) or subdivision (e)(3)(C) of this section to the Arkansas Motor Vehicle commission annually during the renewal of the license for the new all-terrain vehicle dealer or new low speed vehicle dealer; and

(E) Provide information concerning a service provider or warranty service provider identified under subdivision (e)(3)(A)(ii) or subdivision (e)(3)(C) of this section to the purchaser of an all-terrain vehicle or low speed vehicle sold by the new all-terrain vehicle dealer or new low speed vehicle dealer.

(4) The Arkansas Motor Vehicle commission shall promulgate rules to implement this section.

SECTION 2. DO NOT CODIFY. Application.

This act applies to all currently licensed new all-terrain vehicle dealers and new low speed vehicle dealers and all applicants for a license as a new all-terrain vehicle dealer or new low speed vehicle dealer.

/s/J. Dotson

APPROVED: 3/4/25