

Stricken language would be deleted from and underlined language would be added to present law.

State of Arkansas  
89th General Assembly  
Regular Session, 2013

*As Engrossed: H3/18/13*  
**A Bill**

HOUSE BILL 1460

By: Representative Neal  
By: Senator J. Woods

### **For An Act To Be Entitled**

AN ACT TO REQUIRE THE DRIVER'S LICENSE NUMBER OF THE  
OWNER OF A MOTOR VEHICLE TO BE PRODUCED WHEN A MOTOR  
*VEHICLE IS REGISTERED; AND FOR OTHER PURPOSES.*

### **Subtitle**

*TO REQUIRE A VALID DRIVER'S LICENSE FOR  
MOTOR VEHICLE REGISTRATION.*

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

SECTION 1. Arkansas Code § 27-14-705(b), concerning the application for registration and certificate of title, is amended to read as follows:

(b) The application shall contain:

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

(2)(A) A description of the vehicle, including, insofar as the data specified in this subsection may exist with respect to a given vehicle, the make, model, type of body, the number of cylinders, the serial number of the vehicle, the engine or other number of the vehicle designated to identify vehicles for registration purposes, and whether new or used, and if a new vehicle, a certificate of origin.

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

(ii) Except as provided under § 27-14-726, ~~no~~ a



license for the operation of the vehicle shall not be granted and ~~ne~~ a certificate of title shall not be issued unless the certificate of origin is made a part of the application.

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

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

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

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

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

(ii) Class One trucks.

(B) Subdivision (b)(4)(A) of this section does not apply to an owner:

(i) That is a business entity, including without limitation a corporation, an association, a partnership, a limited liability company, a limited liability partnership, or other business entity; or

(ii) That holds a valid photo identification card issued for an individual with a disability or a valid identification card with a disabled parking endorsement issued under § 27-15-308; and

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

(B) When ~~such~~ the application refers to a new vehicle purchased from a dealer, the application shall be accompanied by a statement by the dealer or a bill of sale showing any lien retained by the dealer and a

fee of fifty cents (50¢) in addition to the title.

(C) For the purposes of this section:

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

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

*SECTION 2.* Arkansas Code § 27-14-710 is amended to read as follows:

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

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

(1) Issued by:

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

(B) Another state;

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

or

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

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

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

(1) That the application contains any false or fraudulent statement or that the applicant has failed to furnish required information or reasonable additional information requested by the office or that the applicant is not entitled to the issuance of a certificate of title or

registration of the vehicle under this chapter;

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

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

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

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

(6)(A) That the owner, if an individual or individuals with joint ownership, does not have a valid driver's license.

(B) Subdivision (b)(6)(A) of this section does not apply to a person that holds a valid photo identification card issued for an individual with a disability or a valid identification card with a disabled parking endorsement issued under § 27-15-308.

SECTION 3. EFFECTIVE DATE. This act is effective on and after January 1, 2014.

/s/Neal