

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: S3/21/13  
**A Bill**

SENATE BILL 1101

By: Senator Rapert

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

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

### **Subtitle**

TO AMEND THE LAW CONCERNING THE APPLICABILITY OF TOWING AND STORAGE LAW AND THE REMOVAL OF UNATTENDED OR ABANDONED VEHICLES.

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

*SECTION 1. Arkansas Code § 27-50-1201 is amended to read as follows:  
27-50-1201. Applicability.*

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

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

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

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

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

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



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

(A) *Registered in another state;*

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

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

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

(13) "Commercial purpose" means:

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

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

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

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

*/s/Rapert*