

Title 27. Transportation

Chapter I. Department of Finance and Administration

Subchapter C. Driver's License

Part 30. Driver Services

Subpart 1. Generally

27 CAR § 30-101. Definition of commerce.

(a) "Commerce" means both interstate and intrastate trade, traffic, and transportation in or through the State of Arkansas, or any combination thereof.

(b) School buses, church buses, and local delivery trucks are examples of intrastate traffic which come within the definition of commerce.

Authority. Arkansas Code § 27-23-120.

Codification Notes. This section as promulgated prior to codification into the Code of Arkansas Rules provided as follows:

"1-27-23-103 "COMMERCE" DEFINED"

27 CAR § 30-102. Nonresident commercial driver license application.

All nonresident commercial driver license applications must be made in person at the:

State Revenue Office
Ragland Building
Seventh and Battery Streets
Little Rock

Authority. Arkansas Code § 27-23-120.

Codification Notes. This section as promulgated prior to codification into the Code of Arkansas Rules provided as follows:

"1-27-23-109 NON-RESIDENT COMMERCIAL DRIVER LICENSE APPLICATION"

27 CAR § 30-103. Class D passenger endorsement.

(a)(1) A "P" endorsement is required on the Class D if the driver carries passengers for hire.

(2) The term "for hire" refers to those drivers which receive a fare for the transportation of the passenger and does not include those drivers paid on a salary basis.

(b) Provided, any person who chooses to add the passenger endorsement at any time other than renewal or original application shall be charged a five-dollar duplicate fee.

Authority. Arkansas Code § 27-23-120.

Codification Notes. This section as promulgated prior to codification into the Code of Arkansas Rules provided as follows:

"1-27-23-111 CLASS "D" PASSENGER ENDORSEMENT."

27 CAR § 30-104. Renewal date adjustment.

(a) The Office of Driver Services shall:

(1) Periodically review the license population; and

(2) Make reasonable adjustments to approximate a twenty-five percent (25%) renewal rate each fiscal year.

(b) Effective January 1, 1990, the office shall make all renewal dates fall on the licensee's date of birth.

(c) The term of each license shall be adjusted so as to ensure that approximately twenty-five percent (25%) of the licenses are renewable each year and the fee shall be prorated accordingly.

Authority. Arkansas Code § 27-23-120.

Codification Notes. This section as promulgated prior to codification into the Code of Arkansas Rules provided as follows:

"2-27-23-111 RENEWAL DATE ADJUSTMENT"

27 CAR § 30-105. Lifetime disqualification.

(a) A person shall be disqualified from driving a commercial motor vehicle for life who uses a commercial motor vehicle in the commission of any felony involving the:

- (1) Manufacture, distribution, or dispensing of a controlled substance; or
- (2) Possession with intent to manufacture, distribute, or dispense a controlled substance.

(b) A person shall be disqualified from driving a commercial motor vehicle for life if convicted of two (2) or more violations of any of the following offenses, or any combination of those offenses, arising from two (2) or more separate incidents:

- (1) Driving a commercial motor vehicle while intoxicated;
- (2) Driving a commercial motor vehicle while the person's blood alcohol concentration is four-hundredths percent (0.04%) or more;
- (3) Leaving the scene of an accident involving a commercial motor vehicle driven by the person;
- (4)(A) Using a commercial motor vehicle in the commission of any felony other than a felony described in subdivision (b)(1) of this section.

(B) Only an offense committed after January 1, 1990, can be considered in connection with such disqualification for life; and

- (5) Refusal to submit to a test to determine the driver's blood alcohol concentration while driving a commercial motor vehicle.

(c) Should a driver who has been reinstated from a lifetime disqualification be subsequently convicted of another offense listed in subject (2) of this rule, he or she shall be:

- (1) Permanently disqualified for life; and
- (2) Ineligible to again apply for a reduction of the lifetime disqualification.

Authority. Arkansas Code § 27-23-120.

Codification Notes. This section as promulgated prior to codification into the Code of Arkansas Rules provided as follows:

"1-27-23-112 LIFETIME DISQUALIFICATION"

27 CAR § 30-106. Conditions to requalify.

(a) Upon the expiration of ten (10) years following a lifetime disqualification, pursuant to 27 CAR § 30-105, the Office of Driver Services may requalify a person for a commercial driver license if all of the following conditions are met:

(1) Verify a dire need for the commercial driver license or a loss of livelihood by innocent persons;

(2) Has not been convicted of a traffic offense involving the operation of a commercial vehicle within the previous ten (10) years;

(3) Has not been convicted of a serious traffic violation involving the operation of any vehicle within the previous three (3) years;

(4) Pass all appropriate portions of the commercial driver license test and pay all fees required; and

(5) Has never before been disqualified for life and reinstated.

(b)(1) When a person desires to be requalified for a commercial driver license, that person shall have the right to petition the Department of Finance and Administration for a hearing.

(2) The purpose of the hearing shall be to determine if the requalification conditions have been met.

(3)(A) Upon completion of the hearing, the department shall notify the applicant in writing whether the requalification conditions have been met.

(B) The department shall maintain a written statement of the finding in the licensee's record.

Authority. Arkansas Code § 27-23-120.

Codification Notes. This section as promulgated prior to codification into the Code of Arkansas Rules provided as follows:

"2-27-23-112 CONDITIONS TO REQUALIFY"

27 CAR § 30-107. Notifications of incompetency to be reviewed.

Upon receipt of any notice of incompetency from any court of competent jurisdiction in the disposition of such matters, the Office of Driver Services shall review such person named in the notice in compliance with Arkansas Code § 27-16-907(a)(5) [repealed] or § 27-16-909.

Authority. Arkansas Code §§ 27-16-907, 27-16-909.

Codification Notes. Arkansas Code § 16-907(a)(5) was repealed by Acts 2011, No. 104, § 5.

This section as promulgated prior to codification into the Code of Arkansas Rules provided as follows:

"1-27-16-505 NOTIFICATIONS OF INCOMPETENCY TO BE REVIEWED"

27 CAR § 30-108. Restricted license for persons under 16 years old.

(a) When the Office of Driver Services issues a restricted license (age waiver) to a person who has attained the age of fourteen (14) years but not yet reached the sixteenth birthday, such restricted age waiver shall be issued only under the provisions of Arkansas Code § 27-16-804(b)(2).

(b) Upon receipt of conviction for violation of restriction or a moving traffic violation, the office shall revoke the restricted license (age waiver).

Authority. Arkansas Code §§ 25-8-102, 27-16-402.

Codification Notes. This section as promulgated prior to codification into the Code of Arkansas Rules provided as follows:

"1-27-16-604 RESTRICTED LICENSE FOR PERSONS UNDER 16 YEARS OLD"

27 CAR § 30-109. Waiver of waiting period.

(a) Any person, having good cause, may request a waiver of the thirty-day waiting period.

(b) Such request shall be to the Office of Driver Services.

Authority. Arkansas Code §§ 25-8-102, 27-16-705.

Codification Notes. This section as promulgated prior to codification into the Code of Arkansas Rules provided as follows:

"1-27-16-704 WAIVER OF WAITING PERIOD"

27 CAR § 30-110. Restricted waivers for minors.

(a) Any person having good cause may request that a person under the age of sixteen (16) years of age be granted limited driving privileges not restricted to having a licensed adult present in the motor vehicle.

(b) Such a request must be directed to the Driver Control Section of the Office of Driver Services.

(c) The waiver letter which authorizes a minor to drive without a licensed adult present in the motor vehicle also must state the exact conditions when the minor will be driving under the authority of the waiver.

Authority. Arkansas Code §§ 25-8-102, 27-16-402.

Codification Notes. This section as promulgated prior to codification into the Code of Arkansas Rules provided as follows:

"1-27-16-804 RESTRICTED WAIVERS FOR MINORS"

27 CAR § 30-111. Duration of license and expiration date.

Every driver license shall:

- (1) Expire on the licensee's date of birth; and
- (2) Be issued for a period of four (4) years.

Authority. Arkansas Code §§ 25-8-102, 27-16-402.

Codification Notes. This section as promulgated prior to codification into the Code of Arkansas Rules provided as follows:

"1-27-16-901 DURATION OF LICENSE AND EXPIRATION DATE"

27 CAR § 30-112. Definition of first tour of duty.

(a) "First tour of duty" shall be considered to be no more than six (6) years from the date of entry into active duty.

(b) Indefinite appointment as a commissioned member of the United States Armed Forces shall not be considered after six (6) years following the date of entry.

Authority. Arkansas Code § 27-16-902.

Codification Notes. This section as promulgated prior to codification into the Code of Arkansas Rules provided as follows:

"1-27-16-902 DEFINITION OF FIRST TOUR OF DUTY"

27 CAR § 30-113. Assessment of points for specific convictions.

(a) The following point values shall be assessed and assigned to the record of any person convicted of moving traffic violations, whether occurring in or out of state, within a thirty-six-month period from the date a person is scheduled a hearing to discuss the accumulation of moving traffic convictions.

(b) These point values shall be assessed for each conviction entered and action may be taken in relation to the number of points accumulated:

- (1) Driving while intoxicated, fourteen (14) points;
- (2) Racing, Arkansas Code § 27-50-309, eight (8) points;
- (3) Fleeing in a motor vehicle, Arkansas Code § 5-54-125, eight (8) points;
- (4) Failure to stop for school bus, Arkansas Code § 27-51-1001, eight (8) points;
- (5) Reckless driving, Arkansas Code § 27-50-308, eight (8) points;
- (6) Leaving the scene of an accident, Arkansas Code §§ 27-53-101 and 27-53-102, eight (8) points;
- (7) Speeding, Arkansas Code § 27-51-201:
 - (A) Speeding not more than ten miles per hour (10 m.p.h.) over the posted speed limit, three (3) points;
 - (B) Speeding eleven to twenty miles per hour (11 – 20 m.p.h.) over the posted speed limit, four (4) points;
 - (C) Speeding twenty-one to thirty miles per hour (21 – 30 m.p.h.) over the posted speed limit, five (5) points; and
 - (D) Speeding thirty-one miles per hour (31 m.p.h.) or more over the posted limit, eight (8) points;
- (8) All other moving traffic convictions, three (3) points;
- (9) At-fault accidents, three (3) points; and
- (10) Nonmoving traffic violation, zero (0) points.

Authority. Arkansas Code § 27-16-907.

Codification Notes. This section as promulgated prior to codification into the Code of Arkansas Rules provided as follows:

"1-27-16-907 ASSESSMENT OF POINTS FOR SPECIFIC CONVICTIONS"

27 CAR § 30-114. Medical examination may be required.

(a) Pursuant to the Office of Driver Services suspending the driving privilege of a person believed to be medically incompetent to operate a motor vehicle, the office may require that such person submit to a medical examination by a physician qualified and licensed to practice medicine in this state.

(b) The medical report will then be evaluated to determine if such person should be allowed to operate a motor vehicle in this state.

Authority. Arkansas Code §§ 27-16-907, 27-16-909.

Codification Notes. This section as promulgated prior to codification into the Code of Arkansas Rules provided as follows:

"2-27-16-907 MEDICAL EXAMINATION MAY BE REQUIRED"

27 CAR § 30-115. Posting points to record.

Points will be assessed for each and every conviction and the total value of such assessment shall be posted to the driver history record of the licensee.

Authority. Arkansas Code §§ 27-16-907, 27-16-909.

Codification Notes. This section as promulgated prior to codification into the Code of Arkansas Rules provided as follows:

"3-27-16-907 POSTING POINTS TO RECORD"

27 CAR § 30-116. Driver reexamination may be required.

(a)(1) Pursuant to the Office of Driver Services suspending the driving privilege of a person believed to be unqualified to safely operate a motor vehicle, the office may require that such person successfully pass all phases of the state driver license examination.

(2) This authorization will be on a special clearance form issued by a hearing officer.

(3) No individual will be given such a clearance until the hearing officer is convinced that such person is qualified medically to operate a motor vehicle.

(b) Satisfactory test results must be returned to the hearing officer for evaluation to determine if such person should be allowed to operate a motor vehicle in this state.

Authority. Arkansas Code §§ 27-16-907, 27-16-909.

Codification Notes. This section as promulgated prior to codification into the Code of Arkansas Rules provided as follows:

"4-27-16-907 DRIVER RE-EXAMINATION MAY BE REQUIRED"

27 CAR § 30-117. Discretionary action.

The Office of Driver Services may take action based on points accumulated and the total driving record:

(1) **Accumulation of 10 – 13 points.** A warning letter will be sent to the person calling attention to the person's errant driving and total point accumulation;

(2) **Accumulation of 14 or more points.** A notice of suspension/hearing will be sent to such person that:

(A) Indicates the effective date of the proposed suspension action; and

(B) Advises the person:

(i) Of the right of due process; and

(ii) That the failure to attend the scheduled hearing will be considered the choice to waive that right in favor of the suspension action;

(3) **Accumulation of 14 – 17 points.** The office may suspend the person's driving privilege for no more than three (3) months;

(4) **Accumulation of 18 – 23 points.** The office may suspend the person's driving privilege for no more than six (6) months; and

(5) **Accumulation of 24 or more points.** The office may suspend the person's driving privilege for no more than one (1) year.

Authority. Arkansas Code §§ 27-16-907, 27-16-909.

Codification Notes. This section as promulgated prior to codification into the Code of Arkansas Rules provided as follows:

"5-27-16-907 DISCRETIONARY ACTION"

27 CAR § 30-118. Suspension resulting for disabling disease or handicap.

(a) The Office of Driver Services has the authority, upon receipt of sufficient documentation, to suspend the driving privileges of a person believed to be suffering from a disease or who has a handicap that hinders or prevents the safe operation of a motor vehicle, such as:

- (1) Epilepsy;
- (2) Diabetes; or
- (3) Chronic alcohol/drug/narcotic addiction.

(b) A notice of suspension/hearing will be mailed to such a person that:

- (1) Will state the date the proposed suspension is to become effective; and
- (2) Advises the person:
 - (A) Of the right of due process; and
 - (B) That failure to attend the scheduled hearing will be considered a decision to waive that right in favor of the suspension.

Authority. Arkansas Code §§ 27-16-907, 27-16-909.

Codification Notes. This section as promulgated prior to codification into the Code of Arkansas Rules provided as follows:

"6-27-16-907 SUSPENSION RESULTING FOR DISABLING DISEASE OR HANDICAP"

27 CAR § 30-119. Point assessment cumulative.

The accumulated point values assigned to a record are cumulative with the total driving record of an individual being considered in disciplinary action that may result in

the loss of driving privileges.

Authority. Arkansas Code §§ 27-16-907, 27-16-909.

Codification Notes. This section as promulgated prior to codification into the Code of Arkansas Rules provided as follows:

"7-27-16-907 POINT ASSESSMENT CUMULATIVE"

27 CAR § 30-120. Requirements for reinstatement.

(a) When the Office of Driver Services has suspended the driving privilege of a person under Arkansas Code § 27-16-505, such person shall be required to furnish written proof in the form of a restoration to competency from the court that declared the person incompetent before the office will consider reinstating the driving privilege.

(b) However, when the office has suspended the driving privilege of a person under the provisions of this subsection, such person shall furnish a medical release or statement from a physician licensed to practice medicine in this state before the office will consider reinstating the driving privilege.

(c) If the suspension was the result of such person having epileptic seizures, diabetic blackouts, or chronic alcohol/drug/narcotic addiction, then the driving privilege can be restored only after the person has been seizure-free and that such condition is under control, has suffered no diabetic blackouts, or is no longer addicted to alcohol/drugs/narcotics for no less than one (1) year and that this period of one (1) year is verified in the form of a physician's statement.

Authority. Arkansas Code §§ 27-16-907, 27-16-909.

Codification Notes. This section as promulgated prior to codification into the Code of Arkansas Rules provided as follows:

"8-27-16-907 REQUIREMENTS FOR REINSTATEMENT"

27 CAR § 30-121. Driver defined.

"Driver" means one who has ultimate control of a vehicle, either by:

- (1) Coercion;
- (2) Omission; or
- (3) Commission.

Authority. Arkansas Code § 27-19-402.

Codification Notes. This section as promulgated prior to codification into the Code of Arkansas Rules provided as follows:

"1-27-19-204 "DRIVER" DEFINED"

27 CAR § 30-122. Determination of reasonable possibility of judgment.

(a) If, after all evidence is submitted, a final determination cannot be made, then the Office of Driver Services shall take no further action until civil action is completed.

(b) Upon rendering a determination, the office shall, by ordinary mail, send to the licensee the determination and the action to be taken as a result of the determination.

(c) The office shall maintain a written statement of the findings in the licensee's record.

Authority. Arkansas Code § 27-19-402.

Codification Notes. This section as promulgated prior to codification into the Code of Arkansas Rules provided as follows:

"1-27-19-404 DETERMINATION OF REASONABLE POSSIBILITY OF JUDGMENT"

27 CAR § 30-123. Office records to be used to send notice.

Notice shall have been served when the last known address as shown by the records of the Office of Driver Services is used to send such notice to the licensee.

Authority. Arkansas Code § 27-19-402.

Codification Notes. This section as promulgated prior to codification into the Code of Arkansas Rules provided as follows:

"2-27-19-404 DEPARTMENT RECORDS TO BE USED TO SEND NOTICE"

27 CAR § 30-124. Hearings to be conducted during normal business hours.

All hearings shall be conducted during regular business hours unless an alternate time is agreed upon by the licensee and the Office of Driver Services.

Authority. Arkansas Code § 27-19-402.

Codification Notes. This section as promulgated prior to codification into the Code of Arkansas Rules provided as follows:

"3-27-19-404 HEARINGS TO BE CONDUCTED DURING NORMAL BUSINESS HOURS"

27 CAR § 30-125. Delay in receipt of notice by licensee.

Any delay in receipt of the notice by the licensee which is reasonably beyond the control of the licensee may be considered if the request for the hearing is not received from the licensee within the required twenty (20) days.

Authority. Arkansas Code § 27-19-402.

Codification Notes. This section as promulgated prior to codification into the Code of Arkansas Rules provided as follows:

"4-27-19-404 DELAY IN RECEIPT OF NOTICE BY LICENSEE"

27 CAR § 30-126. Information contained in notice.

Notice of the licensee's right to a hearing shall contain the following information:

- (1) Date of accident;
- (2) Location of accident;
- (3) Last day in which the hearing may be requested in which the request will act as a stay on any further action;
- (4) A statement of the Office of Driver Services' legal authority; and
- (5) A statement as to what will be considered at the hearing.

Authority. Arkansas Code § 27-19-402.

Codification Notes. This section as promulgated prior to codification into the Code of Arkansas Rules provided as follows:

"5-27-19-404 INFORMATION CONTAINED IN NOTICE"

27 CAR § 30-127. Extensions or rescheduling of hearing.

The Office of Driver Services may reschedule or extend the hearing date if the licensee or his or her attorney at law request such delay under the following conditions:

- (1)(A) Illness, hospitalization, or recuperation of the licensee or his or her attorney.
 - (B) However, counsel may appear on behalf of the licensee;
- (2) Gathering evidence or witnesses, who or which otherwise would not or could not be available within the regular scheduling time frame;
- (3) Family emergencies or military obligations which, if not considered, would place undue hardships on the licensee or his or her attorney; and
- (4)(A) The scheduling of the hearing shall not be delayed any longer than it would reasonably require the above-mentioned emergencies to be resolved.
 - (B) The office may require the filing of whatever information it deems necessary to verify the existence of the above-mentioned emergencies.

Authority. Arkansas Code § 27-19-402.

Codification Notes. This section as promulgated prior to codification into the Code of Arkansas Rules provided as follows:

"6-27-19-404 EXTENSIONS OR RE-SCHEDULING OF HEARING"

27 CAR § 30-128. Office of Driver Services procedure.

The following directions shall be considered Office of Driver Services procedure in the matters of a hearing:

(1) **Valid request for hearing.** The date of the request for a hearing shall be the date of the postmark or the date the office receives the request, whichever is the earlier;

(2) **Hearing to be set as soon as reasonably possible.**

(A) Upon receipt of a valid request for a hearing, the office shall, as soon as reasonably possible, set a hearing and notify the licensee of where and when the hearing shall be scheduled and held.

(B) However, the office shall not notify the other party involved in the accident of the scheduling of such hearing unless the other party requests such notification in writing; and

(3) **Hearing for nonresidents.**

(A) If the person requesting the hearing is an out-of-state resident, then the office shall set the hearing in the county nearest the person's residence or in Pulaski County.

(B) However, all other procedures shall be the same as for an Arkansas resident in the nearest county of residence.

Authority. Arkansas Code § 27-19-402.

Codification Notes. This section as promulgated prior to codification into the Code of Arkansas Rules provided as follows:

"7-27-19-405 DEPARTMENTAL PROCEDURE"

27 CAR § 30-129. Conditions for which hearing may be reset and alternate procedures.

(a)(1) The licensee may cancel the hearing at any time.

(2) However, the licensee will have forfeited the right to a hearing before suspension unless written application is made for an alternate arrangement for the hearing.

(b) If the licensee appears at the hearing but his or her counsel fails to appear, then the hearing may be held or rescheduled pursuant to the provisions of this Act.

(c) If the attorney appears at the hearing, but the licensee fails to appear within a reasonable length of time, then the attorney may present evidence or request the hearing be rescheduled.

(d)(1) If for any reason a hearing officer is unable to appear at a scheduled hearing, the hearing shall be rescheduled.

(2) The licensee shall be notified of the new date.

Authority. Arkansas Code § 27-19-402.

Codification Notes. This section as promulgated prior to codification into the Code of Arkansas Rules provided as follows:

"8-27-19-404 CONDITIONS FOR WHICH HEARING MAY BE RESET AND ALTERNATE PROCEDURES"

27 CAR § 30-130. Incapacity of driver to report.

Any person physically incapable of filing a report during the required time period may file a report within thirty (30) days after his or her recovery.

Authority. Arkansas Code § 27-19-402.

Codification Notes. This section as promulgated prior to codification into the Code of Arkansas Rules provided as follows:

"1-27-19-509 INCAPACITY OF DRIVER TO REPORT"

27 CAR § 30-131. Owner may file report.

The Office of Driver Services may require the filing of whatever information it deems necessary to verify such incapacity of the driver and such date the owner learned of the accident.

Authority. Arkansas Code § 27-19-402.

Codification Notes. This section as promulgated prior to codification into the Code of Arkansas Rules provided as follows:

"2-27-19-509 OWNER MAY FILE REPORT"

27 CAR § 30-132. Form or evidence of a compliance.

A written statement to the Office of Driver Services from a state agency having jurisdiction over that state's driving privileges indicating compliance with that state's laws, shall be evidence of compliance.

Authority. Arkansas Code § 27-19-402.

Codification Notes. This section as promulgated prior to codification into the Code of Arkansas Rules provided as follows:

"1-27-19-602 FORM OR EVIDENCE OF A COMPLIANCE"

27 CAR § 30-133. Amount of security required.

(a)(1) The Office of Driver Services may require proof of bodily injury or property damages where the estimated amount reported by all parties involved in the accident are not within comparable amounts.

(2) See Arkansas Code § 27-19-601 and also see Arkansas Code § 27-19-602.

(b) The office may hold all action in abeyance pending the filing of any requested

information.

Authority. Arkansas Code § 27-19-402.

Codification Notes. This section as promulgated prior to codification into the Code of Arkansas Rules provided as follows:

"1-27-19-603 AMOUNT OF SECURITY REQUIRED"

27 CAR § 30-134. Reevaluation of security.

(a) The Office of Driver Services may reduce the amount of security required at any time if information warranting such reduction is received by the office.

(b) The office may stay the issuance of any notice of security requirement for a period not to exceed six (6) months from the date of accident upon the written request of any person for whom the office is requiring security if such person is unable to ascertain the amount of any future medical expenses which may be incurred as a result of the accident.

Authority. Arkansas Code § 27-19-402.

Codification Notes. This section as promulgated prior to codification into the Code of Arkansas Rules provided as follows:

"2-27-19-603 REEVALUATION OF SECURITY"

27 CAR § 30-135. Incorporation of notice of security requirement and order of suspension.

(a) The Office of Driver Services may incorporate in the notice of security required an order of suspension.

(b) Said notice shall provide information to the person that upon the expiration of twenty (20) days, the notice shall become the order of suspension.

Authority. Arkansas Code § 27-19-402.

Codification Notes. This section as promulgated prior to codification into the Code of Arkansas Rules provided as follows:

"3-27-19-603 INCORPORATION OF NOTICE OF SECURITY REQUIREMENT AND ORDER OF SUSPENSION"

27 CAR § 30-136. Verification of consent.

The owner of a vehicle involved in an accident as described in this Act, or the liability insurance carrier for such vehicle, shall be considered the authority as to whether a vehicle was being operated without the owner's permission, expressed or implied.

Authority. Arkansas Code § 27-19-402.

Codification Notes. This section as promulgated prior to codification into the Code of Arkansas Rules provided as follows:

"1-27-19-604 VERIFICATION OF CONSENT"

27 CAR § 30-137. Coverage by any other form of policy or bond.

(a) If a person claims coverage by any form of liability insurance or bond not covered in this Act and such carrier or surety company is authorized to do business in this state and meets the requirements of Arkansas Code § 27-19-605, then such carrier or surety company may verify such coverage in the form as specified in Arkansas Code § 27-19-504.

(b) See Arkansas Code § 27-19-107 and its corresponding rules.

Authority. Arkansas Code § 27-19-402.

Codification Notes. This section as promulgated prior to codification into the Code of

Arkansas Rules provided as follows:

"2-27-19-604 COVERAGE BY ANY OTHER FORM OF POLICY OR BOND"

27 CAR § 30-138. No injury or damage caused to other person or property.

(a) The other party involved in an accident as described in this Act shall be considered the authority as to whether injury or damage was caused to their person or property.

(b) However, the Office of Driver Services may require such person to furnish additional relevant information if deemed necessary.

Authority. Arkansas Code § 27-19-402.

Codification Notes. This section as promulgated prior to codification into the Code of Arkansas Rules provided as follows:

"3-27-19-604 NO INJURY OR DAMAGE CAUSED TO OTHER PERSON OR PROPERTY"

27 CAR § 30-139. Vehicle operated without permission of owner.

Any owner whose vehicle was being used without his or her permission shall be relieved of the security requirement by filing information sufficient for the Office of Driver Services to determine that said vehicle was being operated or was parked by a person who had been operating such vehicle without permission.

Authority. Arkansas Code § 27-19-402.

Codification Notes. This section as promulgated prior to codification into the Code of Arkansas Rules provided as follows:

"4-27-19-604 VEHICLE OPERATED WITHOUT PERMISSION OF OWNER"

27 CAR § 30-140. Exempt ownership or lease statements.

(a) Verification that a vehicle was owned or leased to the United States, this state, or any political subdivision of this state or municipality may come in the form of a written statement executed by an authorized agent of such governmental division.

(b) Verification that the driver was operating such vehicle with permission shall come in the form of a written statement executed by an authorized agent of such governmental division.

Authority. Arkansas Code § 27-19-402.

Codification Notes. This section as promulgated prior to codification into the Code of Arkansas Rules provided as follows:

"5-27-19-604 EXEMPT OWNERSHIP OR LEASE STATEMENTS"

27 CAR § 30-141. Vehicle driven or directed by a police officer.

Any vehicle being driven or used under emergency police duties shall be exempt if such police officer files a written statement of such use with the Office of Driver Services.

Authority. Arkansas Code § 27-19-402.

Codification Notes. This section as promulgated prior to codification into the Code of Arkansas Rules provided as follows:

"6-27-19-604 VEHICLE DRIVEN OR DIRECTED BY A POLICE OFFICER"

27 CAR § 30-142. Security deposit designation.

(a)(1) The driver and owner of a motor vehicle involved in an accident as described in this Act shall be the only person or persons required to deposit security.

(2) However, any person or persons may deposit the security on behalf of either the driver or owner, or both.

(b) If security is deposited for one and not the other, then the depositor shall

indicate such designation in writing, or the Office of Driver Services shall apply such deposit for both the owner and driver.

(c)(1) If at any time the depositor wishes to retract the deposit from either the driver or owner, then he or she may do so, but such designation must be in writing.

(2) However, the depositor may not retract the deposit for both the driver and owner except as through such methods as described in this Act, Arkansas Code §§ 27-19-614, 27-19-617, and 27-19-618.

(d) Exclusion of either driver or owner from the security deposit may be determined by the office after a hearing.

Authority. Arkansas Code § 27-19-402.

Codification Notes. This section as promulgated prior to codification into the Code of Arkansas Rules provided as follows:

"1-27-19-606 SECURITY DEPOSIT DESIGNATION"

27 CAR § 30-143. Form of security.

(a) Security deposits shall be made in cash, money order, and cashier's check.

(b) Personal checks may be accepted, but shall be endorsed immediately.

(c) Assignments of certificates of deposits or passbook type savings may also be accepted.

Authority. Arkansas Code § 27-19-402.

Codification Notes. This section as promulgated prior to codification into the Code of Arkansas Rules provided as follows:

"1-27-19-607 FORM OF SECURITY"

27 CAR § 30-144. Financial responsibility corporate surety bond.

(a) A financial responsibility corporate surety bond may be filed in lieu of the

specified forms of security as described in 27 CAR § 30-143.

(b) Such bond shall be:

(1) On a form approved by the Director of the Office of Driver Services; and

(2) Executed only by those corporations authorized to do business in this

state.

(c) Such bond shall be accompanied by a power of attorney authorizing the agent of the corporation to execute said bond.

Authority. Arkansas Code § 27-19-402.

Codification Notes. This section as promulgated prior to codification into the Code of Arkansas Rules provided as follows:

"2-27-19-607 FINANCIAL RESPONSIBILITY CORPORATE SURETY BOND"

27 CAR § 30-145. No installment payments on security.

(a) The security must be deposited in the total amount as determined by the Office of Driver Services.

(b) No security shall be accepted under any type of installment payment.

Authority. Arkansas Code § 27-19-402.

Codification Notes. This section as promulgated prior to codification into the Code of Arkansas Rules provided as follows:

"3-27-19-607 NO INSTALLMENT PAYMENTS ON SECURITY"

27 CAR § 30-146. Notice to be sent to nonresident's home state.

Upon suspending the operating privilege of any nonresident, the Office of Driver Services shall issue notice of such suspension to the state in which such nonresident resides.

Authority. Arkansas Code § 27-19-402.

Codification Notes. This section as promulgated prior to codification into the Code of Arkansas Rules provided as follows:

"1-27-19-610 NOTICE TO BE SENT TO NONRESIDENTS HOME STATE"

27 CAR § 30-147. Procedure of suspension same for nonresidents.

A nonresident shall have driving and registration privileges suspended in the same manner as for a resident.

Authority. Arkansas Code § 27-19-402.

Codification Notes. This section as promulgated prior to codification into the Code of Arkansas Rules provided as follows:

"2-27-19-610 PROCEDURE OF SUSPENSION SAME FOR NONRESIDENTS"

27 CAR § 30-148. Relief may be granted to owner and/or driver.

(a)(1) If any person other than the licensee is deprived of the necessities of life, food, clothing, and/or shelter, then the licensee may request a hearing before the Office of Driver Services for relief from order of suspension.

(2) The office may restrict the driving and/or operation of a vehicle of a licensee so as to fulfill the intent of this statute and this Act.

(b) The office may require whatever documentation it deems necessary in evaluating the condition of a licensee or those persons dependent upon the licensee.

Authority. Arkansas Code § 27-19-402.

Codification Notes. This section as promulgated prior to codification into the Code of Arkansas Rules provided as follows:

"3-27-19-610 RELIEF MAY BE GRANTED TO OWNER AND /OR DRIVER"

27 CAR § 30-149. Form of the affidavit.

Any affidavit filed pursuant to this subsection must include, but shall not be limited to the following items:

- (1) Date and location of accident;
- (2) Effective date of suspension; and
- (3) Statement that one (1) year has elapsed since the effective date of suspension and that during such period no action at law has been instituted and is pending as a result of the accident, nor has any judgment been rendered which remains unsatisfied.

Authority. Arkansas Code § 27-19-402.

Codification Notes. This section as promulgated prior to codification into the Code of Arkansas Rules provided as follows:

"1-27-19-611 FORM OF THE AFFIDAVIT"

27 CAR § 30-150. Definition of an affected person.

For the purpose of this section, means any person with a pecuniary interest in an accident as described in this Act may be considered an affected person.

Authority. Arkansas Code § 27-19-402.

Codification Notes. This section as promulgated prior to codification into the Code of Arkansas Rules provided as follows:

"1-27-19-612 DEFINITION OF AN AFFECTED PERSON"

27 CAR § 30-151. Form of agreement.

Any written agreement filed with the Office of Driver Services as an exception to the security requirement should include, but shall not be limited to the following items:

- (1) Conditions of the agreement;
- (2) Date and location of accident;
- (3) Date agreement was executed;
- (4) Signature of all parties included in the agreement; and
- (5) Statement that such agreement is for all claims of the creditor.

Authority. Arkansas Code § 27-19-402.

Codification Notes. This section as promulgated prior to codification into the Code of Arkansas Rules provided as follows:

"2-27-19-612 FORM OR AGREEMENT"

27 CAR § 30-152. Reduced security.

Any agreement which does not provide for settlement of all claims shall not terminate the security requirement, however, whatever monetary amount is listed on such agreement shall be subtracted from the security required.

Authority. Arkansas Code § 27-19-402.

Codification Notes. This section as promulgated prior to codification into the Code of Arkansas Rules provided as follows:

"3-27-19-612 REDUCED SECURITY"

27 CAR § 30-153. Existence of a default.

(a) The agreement creditor shall notify the Office of Driver Services in writing within one (1) year of any default.

(b) The office shall not enter into any mediation with the agreement debtor as to whether the terms of the agreement have been violated.

Authority. Arkansas Code § 27-19-402.

Codification Notes. This section as promulgated prior to codification into the Code of Arkansas Rules provided as follows:

"4-27-19-612 EXISTENCE OF A DEFAULT"

27 CAR § 30-154. Erroneous notice of default.

If the Office of Driver Services is notified of a default, then action shall be taken pursuant to this subsection unless the agreement creditor files a written statement that such default notice was erroneous.

Authority. Arkansas Code § 27-19-402.

Codification Notes. This section as promulgated prior to codification into the Code of Arkansas Rules provided as follows:

"5-27-19-612 ERRONEOUS NOTICE OF DEFAULT"

27 CAR § 30-155. Balance of security to be deposited.

(a) If notice of a default is received by the Office of Driver Services, then the office shall issue a notice of the balance of security required.

(b) Such security requirement shall be the difference between the:

- (1) Amount of the agreement; and
- (2) Amount that has been paid on the agreement.

Authority. Arkansas Code § 27-19-402.

Codification Notes. This section as promulgated prior to codification into the Code of Arkansas Rules provided as follows:

"6-27-19-612 BALANCE OF SECURITY TO BE DEPOSITED"

27 CAR § 30-156. Verification that balance has been paid.

Upon notice by the agreement creditor that all conditions of the agreement have been met and the creditor is releasing the agreement debtor from the conditions of the agreement, then the Office of Driver Services shall restore the driving and registration privilege of the agreement debtor.

Authority. Arkansas Code § 27-19-402.

Codification Notes. This section as promulgated prior to codification into the Code of Arkansas Rules provided as follows:

"7-27-19-612 VERIFICATION THAT BALANCE HAS BEEN PAID"

27 CAR § 30-157. Form of the affidavit.

Any affidavit filed for reinstatement of driving and/or registration privilege shall include, but shall not be limited to the following items:

- (1) Date and location of accident;
- (2) Effective date of suspension; and
- (3) Statement that one (1) year has elapsed following the date of suspension and that during such period no action at law upon such agreement has been instituted and is pending.

Authority. Arkansas Code § 27-19-402.

Codification Notes. This section as promulgated prior to codification into the Code of Arkansas Rules provided as follows:

"8-27-19-612 FORM OF THE AFFIDAVIT"

27 CAR § 30-158. Release signed by all persons.

A release from liability executed in favor of a person subject to the security requirement shall be signed by all persons for whom the Office of Driver Services has required security.

Authority. Arkansas Code § 27-19-402.

Codification Notes. This section as promulgated prior to codification into the Code of Arkansas Rules provided as follows:

"1-27-19-613 RELEASE SIGNED BY ALL PERSONS"

27 CAR § 30-159. Form of release.

The release should indicate the person being released from liability, the date and location of the accident, any conditions under which the release is being executed, the date the release is executed, the signature of the releasor, witnesses of the releasor's signature; or a notarized release.

Authority. Arkansas Code § 27-19-402.

Codification Notes. This section as promulgated prior to codification into the Code of Arkansas Rules provided as follows:

"2-27-19-613 FORM OF RELEASE"

27 CAR § 30-160. Conflict with other contractual agreements.

Any release of liability executed and filed shall be accepted regardless of whether the releasor's signing of the release is in conflict with any other contractual agreement known or unknown to either the releasor or the Office of Driver Services.

Authority. Arkansas Code § 27-19-402.

Codification Notes. This section as promulgated prior to codification into the Code of Arkansas Rules provided as follows:

"3-27-19-613 CONFLICT WITH OTHER CONTRACTUAL AGREEMENTS"

27 CAR § 30-161. Covenant not to sue signed by all persons.

Any covenant not to sue executed in favor of a person subject to the security requirement shall be signed by all persons for whom the Office of Driver Services has required security.

Authority. Arkansas Code § 27-19-402.

Codification Notes. This section as promulgated prior to codification into the Code of Arkansas Rules provided as follows:

"4-27-19-613 COVENANT NOT TO SUE SIGNED BY ALL PERSONS"

27 CAR § 30-162. Form of covenant not to sue.

The covenant not to sue should be notarized indicating:

- (1) The parties of the covenant;
- (2) The date and location of the accident;
- (3) Any conditions under which the covenant is being executed;
- (4) The date the covenant is being executed; and
- (5) The signatures of the parties of the covenant, and such signatures to be

made in the presence of a notary.

Authority. Arkansas Code § 27-19-402.

Codification Notes. This section as promulgated prior to codification into the Code of Arkansas Rules provided as follows:

"5-27-19-613 FORM OF COVENANT NOT TO SUE"

27 CAR § 30-163. Conflict with other contractual agreements.

Any covenant not to sue executed and filed shall be accepted regardless of whether any party of the covenant is in conflict with any other contractual agreement known or unknown to either the parties or the Office of Driver Services.

Authority. Arkansas Code § 27-19-402.

Codification Notes. This section as promulgated prior to codification into the Code of Arkansas Rules provided as follows:

"6-27-19-613 CONFLICT WITH OTHER CONTRACTUAL AGREEMENTS"

27 CAR § 30-164. Verification of adjudication.

Verification of final adjudication of nonliability shall be reported to the Office of Driver Services by certified copy of final judgment.

Authority. Arkansas Code § 27-19-402.

Codification Notes. This section as promulgated prior to codification into the Code of Arkansas Rules provided as follows:

"1-27-19-614 VERIFICATION OF ADJUDICATION"

27 CAR § 30-165. Verification of payment of a judgment.

Verification of satisfaction of a judgment shall be reported to the Office of Driver Services by:

- (1) The court rendering such judgment; or
- (2) A written statement by the judgment creditor or his or her representative that said judgment has been satisfied.

Authority. Arkansas Code § 27-19-402.

Codification Notes. This section as promulgated prior to codification into the Code of Arkansas Rules provided as follows:

"1-27-19-615 VERIFICATION OF PAYMENT OF A JUDGMENT"

27 CAR § 30-166. Verification of reimbursement.

(a) Verification of reimbursement may be a statement of reimbursement signed by the reimbursor or his or her liability insurance carrier, or receipt, or copies of receipts, signed by the reimbursor.

(b) Such verifications must also list the date and location of the accident.

Authority. Arkansas Code § 27-19-402.

Codification Notes. This section as promulgated prior to codification into the Code of Arkansas Rules provided as follows:

"1-27-19-616 VERIFICATION OF REIMBURSEMENT"

27 CAR § 30-167. Office may disburse security for settlement.

(a) The Office of Driver Services shall, upon receipt of proper verification, disburse any or all of a security deposit if such disbursement is for the settlement of any claim arising from some person for whom the office is requiring security.

(b) If such disbursement is for full settlement of an accident, then the residue of such deposit, if any, shall be refunded to the depositor.

(c) If such disbursement is not for full settlement of the accident, then the residue shall be retained by the office.

Authority. Arkansas Code § 27-19-402.

Codification Notes. This section as promulgated prior to codification into the Code of Arkansas Rules provided as follows:

"1-27-19-617 DEPARTMENT MAY DISBURSE SECURITY FOR SETTLEMENT"

27 CAR § 30-168. Security disbursement upon receipt of judgment.

(a) Upon receipt of a certified copy of a judgment, the Office of Driver Services shall disburse the security to any person obtaining the judgment for whom the office is

requiring security.

(b) Such security shall be disbursed without authorization of the depositor.

Authority. Arkansas Code § 27-19-402.

Codification Notes. This section as promulgated prior to codification into the Code of Arkansas Rules provided as follows:

"2-27-19-617 SECURITY DISBURSEMENT UPON RECEIPT OF JUDGMENT"

27 CAR § 30-169. Form of disbursement request.

The form of the disbursement request must include, but shall not be limited to, the following items:

- (1) Amount of deposit;
- (2) Amount to be disbursed;
- (3) Name and address of person or persons to receive disbursement and amount each is to receive;
- (4) Signature of depositor; and
- (5) Depositor's signature to be notarized.

Authority. Arkansas Code § 27-19-402.

Codification Notes. This section as promulgated prior to codification into the Code of Arkansas Rules provided as follows:

"3-27-19-617 FORM OF DISBURSEMENT REQUEST"

27 CAR § 30-170. Suit filed more than one year from deposit date.

If action at law is begun more than one (1) year from the date of deposit, then such security shall not be disbursed to the judgment creditor unless the depositor of such security requests such disbursement pursuant to subsection 1 (Arkansas Code § 27-19-620 of this section).

Authority. Arkansas Code § 27-19-402.

Codification Notes. This section as promulgated prior to codification into the Code of Arkansas Rules provided as follows:

"4-27-19-617 SUIT FILED MORE THAN ONE YEAR FROM DEPOSIT DATE"

27 CAR § 30-171. Only depositor may request disbursement for settlement.

- (a) Request of disbursement must be made by the person depositing the security.
- (b) Request by the person required to provide the security shall not be honored unless such person is also the depositor.

Authority. Arkansas Code § 27-19-402.

Codification Notes. This section as promulgated prior to codification into the Code of Arkansas Rules provided as follows:

"5-27-19-617 ONLY DEPOSITOR MAY REQUEST DISBURSEMENT FOR SETTLEMENT"

27 CAR § 30-172. Form of affidavit for return of deposit.

Any affidavit filed for the return of a deposit shall include, but shall not be limited to the following items:

- (1) Date and location of the accident;
- (2) Statement that:
 - (A) One (1) year has elapsed since such deposit was made; and
 - (B) During such period no action at law has been instituted and is pending as a result of the accident against any person on whose behalf the deposit was made, nor has any judgment been rendered which remains unsatisfied; and
- (3) Signature of the depositor.

Authority. Arkansas Code § 27-19-402.

Codification Notes. This section as promulgated prior to codification into the Code of Arkansas Rules provided as follows:

"1-27-19-618 FORM OF AFFIDAVIT FOR RETURN OF DEPOSIT"

27 CAR § 30-173. Other satisfactory evidence.

(a) The Office of Driver Services may, in its discretion, accept evidence other than an affidavit if such evidence is deemed satisfactory.

(b) Such evidence may include, but shall not be limited to the following items:

(1) Statement from the clerk of the court having jurisdiction over any action at law which may be instituted that such action has not been instituted, nor has any judgment been rendered which remains unsatisfied; and

(2) Statement from the adverse party that no action at law has been instituted against the person required to deposit said security nor has any judgment been rendered which remains unsatisfied.

Authority. Arkansas Code § 27-19-402.

Codification Notes. This section as promulgated prior to codification into the Code of Arkansas Rules provided as follows:

"2-27-19-618 OTHER SATISFACTORY EVIDENCE"

27 CAR § 30-174. Return of security.

(a) The security shall be returned to the person making the deposit or his or her personal representative, however, the draft issued by the Office of Driver Services shall be made payable to the depositor.

(b) If the depositor has deceased since the deposit was made, then the estate of such depositor may request return of the deposit.

Authority. Arkansas Code § 27-19-402.

Codification Notes. This section as promulgated prior to codification into the Code of Arkansas Rules provided as follows:

"3-27-19-618 RETURN OF SECURITY"

27 CAR § 30-175. Office of Driver Services may raise or reduce security.

(a) Upon receiving correcting information, the Office of Driver Services may, upon good cause and in its discretion, raise or reduce any security requirement.

(b)(1) If security has already been deposited, then if such security is reduced, the office shall return the excess.

(2) If such security requirement is raised, then the office shall void all previous security requirements and shall issue a new notice of security requirement.

Authority. Arkansas Code § 27-19-402.

Codification Notes. This section as promulgated prior to codification into the Code of Arkansas Rules provided as follows:

"1-27-19-620 DEPARTMENT MAY RAISE OR REDUCE SECURITY"

27 CAR § 30-176. Form of court clerk certificate.

When a court reports nonpayment of a judgment to the Office of Driver Services, the judgment certification shall contain, but shall not be limited to, the following information:

- (1) Date and location of accident;
- (2) Date of judgment;
- (3) Amount of judgment;
- (4) Name of plaintiff and defendant;
- (5) Amount of damage to personal property of plaintiff;
- (6) Monetary amount of damage resulting from personal injury or death of

plaintiff;

(7) Monetary amount for care and loss of services of plaintiff; and

(8) Statement that judgment has remained unsatisfied more than thirty (30) days.

Authority. Arkansas Code § 27-19-402.

Codification Notes. This section as promulgated prior to codification into the Code of Arkansas Rules provided as follows:

"1-27-19-706 FORM OF COURT CLERK CERTIFICATE"

27 CAR § 30-177. Governmental ownership or operation.

Verification that a judgment arose out of an accident caused by the ownership or operation, with permission, of a vehicle owned or leased to the United States, this state, or any political subdivision of this state or a municipality thereof, must come in the form of a written statement filed by an authorized agent of such governmental division.

Authority. Arkansas Code § 27-19-402.

Codification Notes. This section as promulgated prior to codification into the Code of Arkansas Rules provided as follows:

"1-27-19-707 GOVERNMENTAL OWNERSHIP OR OPERATION"

27 CAR § 30-178. Verification of judgments and future proof.

(a) Verification that a judgment has been satisfied, stayed, or that payments are sufficient to satisfy the requirements of Arkansas Code § 27-19-708 may be accepted only in the form of a final court decree or written verification from the judgment creditor or his or her representative.

(b) Verification of further proof of financial responsibility shall be accepted only in the form prescribed in Arkansas Code § 27-19-711.

Authority. Arkansas Code § 27-19-402.

Codification Notes. This section as promulgated prior to codification into the Code of Arkansas Rules provided as follows:

"2-27-19-707 VERIFICATION OF JUDGMENTS AND FUTURE PROOF"

27 CAR § 30-179. Reinstatement from judgment after ten years.

(a) It shall be the responsibility of the judgment creditor or his or her representative to file proof that a judgment has been renewed.

(b) If such proof of renewal is not received by the Office of Driver Services prior to the expiration of ten (10) years from the date judgment is rendered, then:

- (1) The office shall assume that such renewal has not been perfected; and
- (2) The person or persons affected by such judgment will have their motor vehicle registration and driving privilege reinstated.

(c) This section shall apply to any and all judgments on file with the office that are or will be unrenewed for a period of ten (10) years following the date such judgment was received.

Authority. Arkansas Code § 27-19-402.

Codification Notes. This section as promulgated prior to codification into the Code of Arkansas Rules provided as follows:

"3-27-19-707 REINSTATEMENT FROM JUDGMENT AFTER TEN (10) YEARS"

27 CAR § 30-180. Verification of payment on judgment.

Verification of payments made on a judgment or judgments shall be a written statement filed by either the:

- (1) Court in which such judgment was rendered; or
- (2) Judgment creditor or his or her representative.

Authority. Arkansas Code § 27-19-402.

Codification Notes. This section as promulgated prior to codification into the Code of Arkansas Rules provided as follows:

"1-27-19-709 VERIFICATION OF PAYMENT ON JUDGMENT"

27 CAR § 30-181. Verification of payments toward settlements.

Payments made toward settlements of any claims arising from an accident shall be credited in reduction of amounts of the judgments, provided such payments shall be verified in writing by the person or persons receiving such payments.

Authority. Arkansas Code § 27-19-402.

Codification Notes. This section as promulgated prior to codification into the Code of Arkansas Rules provided as follows:

"2-27-19-709 VERIFICATION OF PAYMENTS TOWARD SETTLEMENTS"

27 CAR § 30-182. Form of certificate.

The form of the certificate of insurance, which will be referred to as an SR-22 form, shall include but shall not be limited to the following items:

- (1) Name and current address of insured;
- (2) Policy number;
- (3) Effective date of policy;
- (4) Specify whether an owner's or operator's policy;
- (5) If owner's policy:
 - (A) Model year;
 - (B) Name of manufacturer;
 - (C) Model;
 - (D) Body type; and

- (E) Vehicle identification number (VIN);
- (6) Date of issuance;
- (7) Name of insurance company; and
- (8) Signature of authorized representative.

Authority. Arkansas Code § 27-19-402.

Codification Notes. This section as promulgated prior to codification into the Code of Arkansas Rules provided as follows:

"-27-19-712 FORM OF CERTIFICATE"

27 CAR § 30-183. Assumption of coverage.

A complete certificate of insurance filed with the Office of Driver Services will be considered to be effective unless, or until, notification of cancellation is filed with the office.

Authority. Arkansas Code § 27-19-402.

Codification Notes. This section as promulgated prior to codification into the Code of Arkansas Rules provided as follows:

"2-17-19-712 ASSUMPTION OF COVERAGE"

27 CAR § 30-184. Form or notice of cancellation.

The form of the notice of termination of cancellation of a certified policy, which shall be referred to as an SR-26, shall include, but shall not be limited to the following items:

- (1) Name and current address of insured;
- (2) Description of applicable vehicle:
 - (A) Model year;
 - (B) Name of manufacturer;

- (C) Model; and
- (D) Body type;
- (3) Effective date of termination or cancellation;
- (4) Name of insurance company;
- (5) Date of execution; and
- (6) Signature of authorized representative.

Authority. Arkansas Code § 27-19-402.

Codification Notes. This section as promulgated prior to codification into the Code of Arkansas Rules provided as follows:

"1-27-19-714 FORM OR NOTICE OF CANCELLATION"

27 CAR § 30-185. Latest certificate supersedes all others.

The filing of a certificate prior to the termination or cancellation of another certificate shall automatically terminate the certificate previously filed.

Authority. Arkansas Code § 27-19-402.

Codification Notes. This section as promulgated prior to codification into the Code of Arkansas Rules provided as follows:

"2-27-19-714 LATEST CERTIFICATE SUPERSEDES ALL OTHERS"

27 CAR § 30-186. Amount of bond.

Any bond filed with the Office of Driver Services for the purpose of providing future proof shall be:

- (1) For an amount of no less than sixty-five thousand dollars (\$65,000); and
- (2) Subject to the approval of the office.

Authority. Arkansas Code § 27-19-402.

Codification Notes. This section as promulgated prior to codification into the Code of Arkansas Rules provided as follows:

"1-27-19-716 AMOUNT OF BOND"

27 CAR § 30-187. Value of real estate.

If two (2) or more individual sureties schedule real estate in a bond, then such real estate together shall:

- (1) Amount to one hundred thirty thousand dollars (\$130,000); and
- (2) Be subject to the approval of the Office of Driver Services.

Authority. Arkansas Code § 27-19-402.

Codification Notes. This section as promulgated prior to codification into the Code of Arkansas Rules provided as follows:

"2-27-19-716 VALUE OF REAL ESTATE"

27 CAR § 30-188. Demands subject to rules of the State Insurance Department.

Any demand of execution on a judgment shall be:

- (1) Made to the State Insurance Department; and
- (2) Subject to the rules established by the department for the purpose of administering this section.

Authority. Arkansas Code § 27-19-402.

Codification Notes. This section as promulgated prior to codification into the Code of Arkansas Rules provided as follows:

"1-27-19-717 DEMANDS SUBJECT TO RULES AND REGULATIONS OF THE ARKANSAS INSURANCE COMMISSION:"

27 CAR § 30-189. Form of restricted license.

Any license issued in accordance with this section shall include, but shall not be limited to the following items:

- (1) Name and address of licensee;
- (2) Driver's license number;
- (3) Identifying characteristics of such person;
- (4) Description of vehicle or vehicles;
- (5) Time of day such person shall operate said vehicle or vehicles; and
- (6) Areas in which said vehicle or vehicles may be driven.

Authority. Arkansas Code § 27-19-402.

Codification Notes. This section as promulgated prior to codification into the Code of Arkansas Rules provided as follows:

"1-27-19-718 FORM OF RESTRICTED LICENSE"

27 CAR § 30-190. Surrender of license and registration.

(a) The police authority, upon confiscating the suspended items, shall forthwith forward them to the Office of Driver Services.

(b) If the suspended items cannot be confiscated within thirty (30) days of the request, the police authority shall notify the office.

Authority. Arkansas Code § 27-19-402.

Codification Notes. This section as promulgated prior to codification into the Code of Arkansas Rules provided as follows:

"1-27-19-306 SURRENDER OF LICENSE AND REGISTRATION"

27 CAR § 30-191. Suspension of registration for invalid transfer.

Upon determination by the Office of Driver Services that a registration has been transferred for the purpose or with the effect of defeating the purpose of the Motor Vehicle Safety Responsibility Act, Arkansas Code § 27-19-101 et seq., the office shall suspend such registration until such time as the original suspension would be terminated.

Authority. Arkansas Code § 27-19-402.

Codification Notes. This section as promulgated prior to codification into the Code of Arkansas Rules provided as follows:

"1-27-19-307 SUSPENSION OF REGISTRATION FOR INVALID TRANSFER"

27 CAR § 30-192. Liquid assets requirements.

Any person applying for self-insurance shall possess and continue to possess liquid assets amounting to no less than:

- (1) Sixty-five thousand dollars (\$65,000) if such self-insurance is to cover both property damage and bodily injury;
- (2) Fifty thousand dollars (\$50,000) if such self-insurance is for bodily injury only; or
- (3) Fifteen thousand dollars (\$15,000) if such self-insurance is to cover property damage only.

Authority. Arkansas Code § 27-19-402.

Codification Notes. This section as promulgated prior to codification into the Code of Arkansas Rules provided as follows:

"1-27-19-107 LIQUID ASSETS REQUIREMENTS"

27 CAR § 30-193. Reasonable grounds for cancellation.

Failure of such person to continue to possess the amount of liquid assets as

provided for in 27 CAR § 30-192 or failure to have at least twenty-six (26) vehicles registered in this state, shall constitute a reasonable ground for cancellation of a certificate of self-insurance.

Authority. Arkansas Code § 27-19-402.

Codification Notes. This section as promulgated prior to codification into the Code of Arkansas Rules provided as follows:

"2-27-19-107 REASONABLE GROUNDS FOR CANCELLATION"