

Stricken language would be deleted from and underlined language would be added to the law as it existed prior to this session of the General Assembly.

1 State of Arkansas  
2 87th General Assembly  
3 Regular Session, 2009

# A Bill

HOUSE BILL 1437

4  
5 By: Representative L. Cowling  
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## For An Act To Be Entitled

8  
9 AN ACT TO REQUIRE VERIFICATION OF THE VEHICLE  
10 IDENTIFICATION NUMBER OF A VEHICLE THAT HAS BEEN  
11 REPOSSESSED PRIOR TO ISSUING A MOTOR VEHICLE  
12 TITLE FOR THE VEHICLE; AND FOR OTHER PURPOSES.  
13

## Subtitle

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15 TO REQUIRE VEHICLE IDENTIFICATION NUMBER  
16 VERIFICATION FOR ISSUANCE OF TITLE ON  
17 REPOSSESSED MOTOR VEHICLE.  
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20 BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF ARKANSAS:  
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22 SECTION 1. Arkansas Code § 27-14-725(h), concerning limited vehicle  
23 identification number verification, is amended to read as follows:

24 (h) ~~This~~ Except as provided in § 27-14-907(c), this section shall not  
25 apply to a motor vehicle registered as a Class Two, Class Three, Class Four,  
26 Class Five, Class Six, Class Seven, or Class Eight truck under § 27-14-  
27 601(a)(3).  
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29 SECTION 2. Arkansas Code § 27-14-907(c) and (d), concerning the  
30 transfer of title by operation of law, are amended to read as follows:

31 (c)(1)(A) For a repossessed vehicle transferred by operation of law  
32 under this section, an application for a new registration or certificate of  
33 title shall be accompanied by a verification of the vehicle identification  
34 number.

35 (B) The verification of the vehicle identification number  
36 shall be performed by:



- 1 (i) The Department of Arkansas State Police;
- 2 (ii) A designee of the Department of Arkansas State
- 3 Police; or
- 4 (iii) A local law enforcement agency in the manner
- 5 and subject to the fees under § 27-14-725.

6 (2) Subdivision (c)(1) of this section does not apply to a  
7 vehicle that is at any time registered and titled in the State of Arkansas  
8 before the application for new registration under this section.

9 (3) The provisions of § 27-14-725(h) do not apply to the vehicle  
10 identification number verification required in this section.

11 ~~(e)~~(d) The Commissioner of Motor Vehicles shall have the power to adopt  
12 regulations or rules to establish what documents or evidence are required to  
13 verify that a lien or encumbrance holder or his or her assignee has complied  
14 with this section.

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16 SECTION 3. EMERGENCY CLAUSE. It is found and determined by the  
17 General Assembly of the State of Arkansas that current Arkansas law permits  
18 out-of-state dealers and individuals to “wash” or remove salvage branding  
19 from car titles to minimize their losses, which could result in the  
20 artificial inflation of the vehicle’s sales price and the placement of a  
21 potentially unsafe vehicle on state highways; and that the mandatory  
22 verification of vehicle identification numbers of out-of-state vehicles will  
23 eliminate this dangerous practice. Therefore, an emergency is declared to  
24 exist and this act being immediately necessary for the preservation of the  
25 public peace, health, and safety shall become effective on:

- 26 (1) The date of its approval by the Governor;
- 27 (2) If the bill is neither approved nor vetoed by the Governor,
- 28 the expiration of the period of time during which the Governor may veto the
- 29 bill; or
- 30 (3) If the bill is vetoed by the Governor and the veto is
- 31 overridden, the date the last house overrides the veto.

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