

1 State of Arkansas
2 88th General Assembly
3 Regular Session, 2011
4

A Bill

SENATE BILL 183

5 By: Senator M. Lamoureux
6

For An Act To Be Entitled

8 AN ACT TO INCREASE TITLE AND REPLACEMENT TITLE FEES
9 TO FUND THE ARKANSAS STATE POLICE RETIREMENT SYSTEM
10 OF THE DEPARTMENT OF ARKANSAS STATE POLICE; TO
11 DECLARE AN EMERGENCY; AND FOR OTHER PURPOSES.
12
13

Subtitle

14 TO INCREASE TITLE AND REPLACEMENT TITLE
15 FEES TO FUND THE ARKANSAS STATE POLICE
16 RETIREMENT SYSTEM OF THE DEPARTMENT OF
17 ARKANSAS STATE POLICE AND TO DECLARE AN
18 EMERGENCY.
19
20
21

22 BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF ARKANSAS:
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24 SECTION 1. Arkansas Code § 27-14-602 is amended to read as follows:
25 27-14-602. Registration fees.

26 (a) ~~Fees~~ Except as otherwise provided, all fees shall be paid to the
27 Office of Motor Vehicle for the registration of motor vehicles, trailers, and
28 semitrailers under this chapter.

29 (b) The following fees shall be charged under this chapter by the
30 Commissioner of Motor Vehicles:

31 (1) For each certificate of title ~~\$1.00~~ \$2.00

32 (2) For each duplicate certificate of title ~~1.00~~
33 2.00

34 (3) For noting each lien50

35 (4) For transfer of registration 1.00

36 (5) For duplicate or substitute registration certificate . . .



1 . . . 1.00

2 (6) For duplicate or substitute license plate 1.00

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4 SECTION 2. Arkansas Code § 27-14-705(c) and (d) concerning the
5 application for registration and certificate of titles, are amended to read
6 as follows:

7 (c) In addition to the application referred to in subsections (a) and
8 (b) of this section, a title application fee in the amount of ~~four dollars~~
9 ~~(\$4.00)~~ eight dollars (\$8.00) per motor vehicle is imposed on each title
10 issued, which shall be paid to the office at the time that application for
11 registration thereof is made.

12 (d)(1) All fees, fines, penalties, and other amounts collected
13 ~~pursuant to~~ under subsection (c) of this section shall be remitted to the
14 Treasurer of State separate and apart from other taxes and fees.

15 (2)(A) Three percent (3%) of the gross amount thereof shall be
16 deducted by the Treasurer of State as provided by law, ~~and the net amount~~
17 ~~thereof shall be distributed as provided by the Arkansas Highway Revenue~~
18 ~~Distribution Law, § 27-70-201 et seq.~~

19 (B) The net amount remaining after the deduction of the
20 three percent (3%) is distributed as follows:

21 (i) Fifty percent (50%) of the net amount shall be
22 distributed as provided under the Arkansas Highway Revenue Distribution Law,
23 § 27-70-207 et seq.; provided that at least three million, six hundred eighty
24 thousand dollars (\$3,680,000) shall be distributed as provided in section
25 (d)(2)(B)(i) before any other distributions are made under this section; and

26 (ii) Fifty percent (50%) of the net amount shall be
27 deposited in the State Treasury as trust funds and credited to the State
28 Police Retirement Fund to be used for the Arkansas State Police Retirement
29 System.

30

31 SECTION 3. Arkansas Code § 27-14-606(a), concerning the disposition of
32 fees, is amended to read as follows:

33 27-14-606. Disposition.

34 (a)(1) All fees collected under § 27-14-602 Fifty percent (50%) of the
35 fee collected under § 27-14-602(b)(1) and (2) and one hundred percent (100%)
36 of the fees collected under § 27-14-602(b)(3) - (6) shall be;

1 (A) ~~deposited~~ Deposited into the 1995 New Revenue Division
2 Building Fund as cash funds; and

3 (B) ~~shall be used~~ Used for the repayment of bonds which
4 may be issued by or for the benefit of the Arkansas Revenue Department
5 Building Commission ~~pursuant to~~ under the 1995 New Revenue Division Building
6 Act.

7 (2) Fifty percent (50%) of the fee collected under § 27-14-
8 602(b)(1) and (2) shall be:

9 (A) Deposited in the State Treasury as trust funds and
10 credited to the State Police Retirement Fund; and

11 (B) Used for the State Police Retirement System for the
12 Department of Arkansas State Police.

13 (3) At least nine hundred and twenty thousand dollars (\$920,000)
14 of the fees collected under subdivision (a)(1) of this section shall first be
15 distributed to the 1995 New Revenue Division Building Fund and the Arkansas
16 Revenue Department Building Commission under the 1995 New Revenue Division
17 Building act before distribution of the fee as provided under subdivision
18 (a)(2) of this section.

19
20 SECTION 4. EMERGENCY CLAUSE. It is found and determined by the
21 General Assembly of the State of Arkansas that the Department of Arkansas
22 State Police is experiencing severe revenue shortages in the State Police
23 Retirement System and that this act is necessary to ensure that the State
24 Police Retirement System continues to operate in a fiscally sound manner.
25 Therefore, an emergency is declared to exist and this act being necessary for
26 the preservation of the public peace, health, and safety shall become
27 effective on July 1, 2011.