SUMMARY OF PROPOSED AMENDMENTS TO THE ADMINISTRATIVE RULES REGARDING THE ARKANSAS TOWING & RECOVERY BOARD

June 30, 2022

The purpose and necessity of the proposed amendment is to: 1) comply with changes from the 2019 and 2021 legislative sessions; 2) create two new rules; and 3) make grammatical and stylistic changes.

The proposed amendments would accomplish the following:

1.) Amend the board’s definitions and to add a definition for “reposssession,” “commercial purpose,” and “personal use.” The definition of “consent towing is amended to conform to Act 789 of 2021;
2.) Amend the board’s rules to provide that the burden is on the owner of the tow vehicle to prove personal ownership of the vehicle being towed;
3.) Amend the board’s rules, concerning licenses and safety permits to establish the process and requirements for consent towing registration;
4.) Amend rules of the board, concerning fees, to provide the registration fee for consent-only tow service businesses is $25 per Act 789 of 2021;
5.) Amend the board’s rule on minimum coverage of liability insurance;
6.) Creates a new rule, establishing the procedures and requirements for posting notices on the board’s website pursuant to Act 794 of 2021.
7.) Creates a new rule for development of enhanced tow vehicle license for heavy duty non-consent rotation pursuant to Act 1063 of 2019.