



State Regulations Affecting Auto Repair Facilities

Arkansas

Additional Notices/Disclosures

No Statutes/Regulations available at this time

Additional Resources

Regulation 23, Section 279 (Management of Used Oil):
http://www.adeq.state.ar.us/regs/files/reg23_final_080526.pdf

Advertising

Arkansas does not impose specific advertising regulations on automotive repair facilities. The state's general consumer protection advertising requirements apply.

Estimates

If non-original equipment manufacturer aftermarket crash parts are used in preparing an estimate for repairs, the written estimate must clearly identify such parts. A disclosure document attached to the estimate shall contain the following information in no smaller than 10-point type:

"THIS ESTIMATE HAS BEEN PREPARED BASED ON THE USE OF AFTERMARKET CRASH PARTS SUPPLIED BY A SOURCE OTHER THAN THE MANUFACTURER OF YOUR MOTOR VEHICLE. THE AFTERMARKET CRASH PARTS USED IN THE PREPARATION OF THIS ESTIMATE ARE WARRANTED BY THE MANUFACTURER OR DISTRIBUTOR OF SUCH PARTS INSTEAD OF THE MANUFACTURER OF YOUR VEHICLE."

Whenever repairs are made involving replacement crash parts and the vehicle is still under the manufacturer's original warranty, only original equipment manufacturer replacement crash parts may be used by the repair facility unless the owner gives written consent otherwise.

ACA §§ 4-90-305, 4-90-306

Filter Recycling and Disposal

Arkansas follows state and federal guidelines for used oil filters. Non-terne plated used oil filters are exempt from hazardous waste regulation (and may be disposed of as general refuse) if the used oil filter is:

- a) punctured through its dome end or its anti-drain back valve and hot-drained; or
- b) hot-drained and crushed; or
- c) dismantled and hot-drained; or
- d) hot-drained using an equivalent method to remove used oil.

Terne is an alloy of lead and tin that was used in some heavy duty filters in the past. Hot-draining is defined as draining the oil filter at near engine operating temperature and above 60 degrees Fahrenheit. Used oil filters must be hot-drained for 12 hours.

40 CFR 261.4(b)(13); Arkansas Pollution Control and Ecology Commission Regulation 23, Section 279; see also Used Oil Filter Fact Sheet ([link below](#))

Invoices

No Statutes/Regulations available at this time



Other Mandatory State Fees

No Statutes/Regulations available at this time

Parts Return

A repair facility must deliver to any customer purchasing an electronic or mechanical apparatus, the record of warranty and statement of service availability, which the manufacturer includes in the original carton or container of the product. Additionally, information regarding the manufacturer warranty must be provided upon request.

ACA § 4-88-107(a)(4)

Record Retention

Motor vehicle parts wholesalers or retailers are required to retain at the place of business for 90 days a record of:

1. All motor vehicle parts, tires, or accessories acquired by such person by purchase, trade, or pawn from any person other than an authorized dealer in motor vehicle parts, tires, or accessories;

and

2. Each completed transaction, including:

(1) a description of the part, tire, or accessory involved;

(2) a description of the person from whom the part, tire or accessory was acquired;

(3) a description, including the license number, of any motor vehicle in that person's possession; and (4) such other information as may be reasonably required for the purpose of the Arkansas code.

The record shall be kept available at the place of business for inspection by any law enforcement officer.

ACA § 17-18-104

Shop Fees

There is no specific prohibition against collecting shop fees in any amount. However, all businesses must comply with Arkansas' Deceptive Trade Practices Act. Therefore, any advertisements containing a price for a service should also disclose any applicable shop fees.

State Battery Recycling and Fees

Sellers of new batteries are required to accept used batteries from customers and must charge a \$10 fee per new battery sold. The customer is entitled to have this fee reimbursed if:

- Within 30 days of the purchase, he returns a used battery to the retailer;
- He provides a valid police report indicating that the battery was stolen; or
- The purchase is for installation in an item, which was sold without a lead acid battery and the customer signs a written statement indicating such.

Sellers may keep any lead acid battery fees, which are not properly claimed within thirty days of the purchase.

Sellers must also post written notices (8.5" x 11" or larger) that contain the universal recycling symbol and the following language:

- "It is illegal to discard a motor vehicle or marine battery;"
- "Recycle your used batteries;"
- "State law requires us to accept used lead acid batteries for recycling, in exchange for new lead acid batteries purchased;" and
- "When you purchase any new lead acid battery, you will be charged an additional ten dollars (\$10.00) unless you return a used lead acid battery for refund within thirty (30) days."

A.C.A. § 8-9-303

Tire Recycling and Disposal (Including Fees)

Retail sellers of new tires must charge a post-tax fee of \$2 per automobile tire and \$5 per truck tire. The fees collected are to be paid monthly to the Department of Finance and Administration by the 20th day of the following month and should be accompanied with a form prescribed by the Department of Revenue. Tire retailers may retain 5% of the fees collected to cover the administrative costs of fee collection and payment to the State but may not charge the customer for any additional disposal fees. The fee charged to customers must be listed separately on invoices. Therefore, it cannot be included in calculating shop fees.

A.C.A. § 8-9-404

Warranties

No Statutes/Regulations available at this time

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