

**41-1a-522 Record of nonconforming vehicle -- Access -- Brand -- Unbranding.**

- (1) The definitions in Section 41-3-407 apply to this section.
- (2) Upon receipt of a copy of an original certificate of title, Manufacturer's Statement of Origin, or other evidence of ownership of a nonconforming vehicle in accordance with Section 41-3-409, the division shall:
  - (a) establish a record of the reported nonconforming vehicle;
  - (b) consider the record a public record with public access under Sections 41-1a-116 and 63G-2-201;
  - (c) allow access to the record upon written application to the division; and
  - (d) upon request for a new certificate of title for a nonconforming vehicle, brand the certificate of title with the words "MANUFACTURER BUYBACK NONCONFORMING VEHICLE" clearly and conspicuously on the face of the new certificate of title.
- (3) Upon receipt of the branded certificate of title, the division shall:
  - (a) follow the procedures established in Subsection (2); or
  - (b) if the record of the nonconforming vehicle contains an application for an unbranded certificate of title that meets the requirements of Section 41-3-409.5:
    - (i) update the record to show that all nonconformities have been cured;
    - (ii) consider the record a public record with public access under Sections 41-1a-116 and 63G-2-201;
    - (iii) allow access to the complete record upon written application to the division; and
    - (iv) upon request for a new certificate of title, issue an unbranded certificate of title.

Amended by Chapter 382, 2008 General Session