

1 **SALVAGE VEHICLE TITLE AMENDMENTS**

2 2009 GENERAL SESSION

3 STATE OF UTAH

4 **Chief Sponsor: Todd E. Kiser**

5 Senate Sponsor: D. Chris Buttars

7 **LONG TITLE**

8 **General Description:**

9 This bill modifies the Motor Vehicle Act by amending provisions relating to salvage
10 vehicle title provisions.

11 **Highlighted Provisions:**

12 This bill:

- 13 ▶ provides that a seller of a salvage vehicle is not required to provide written
14 notification that a salvage certificate or branded title has been issued for the vehicle
15 if the prospective purchaser is:
 - 16 • a licensed motor vehicle dealer whose primary business is auctioning salvage
17 motor vehicles to licensed salvage vehicle buyers; or
 - 18 • an insurance company, if the sale of the vehicle is the result of a total loss
19 settlement;
- 20 ▶ provides that an advertisement for the sale of a vehicle for which a salvage
21 certificate or branded title has been issued shall disclose that a salvage certificate or
22 branded title has been issued for the vehicle; and
- 23 ▶ makes technical changes.

24 **Monies Appropriated in this Bill:**

25 None

26 **Other Special Clauses:**

27 None

28 **Utah Code Sections Affected:**

29 AMENDS:

30 **41-1a-1004**, as last amended by Laws of Utah 1992, Chapter 239 and renumbered and
31 amended by Laws of Utah 1992, Chapter 1



33 *Be it enacted by the Legislature of the state of Utah:*

34 Section 1. Section **41-1a-1004** is amended to read:

35 **41-1a-1004. Certificate of title -- Salvage vehicles.**

36 (1) If the division is able to ascertain the fact, at the time application is made for initial
37 registration or transfer of ownership of a salvage vehicle, the title shall be branded:

- 38 (a) rebuilt and restored to operation;
- 39 (b) in a flood and restored to operation; or
- 40 (c) not restored to operation.

41 (2) (a) [Before] Except as provided in Subsection (2)(b), before the sale of a vehicle
42 for which a salvage certificate or branded title has been issued, the seller shall provide the
43 prospective purchaser with written notification that a salvage certificate or a branded title has
44 been issued for the vehicle.

45 (b) The requirement to provide written notification under Subsection (2)(a) does not
46 apply if the prospective purchaser is:

- 47 (i) a licensed motor vehicle dealer whose primary business is auctioning salvage motor
48 vehicles to licensed salvage vehicle buyers; or
- 49 (ii) an insurance company, if the sale of the vehicle is the result of a total loss
50 settlement.

51 (3) (a) An advertisement for the sale of a vehicle for which a salvage certificate or
52 branded title has been issued shall disclose that a salvage certificate or branded title has been
53 issued for the vehicle.

54 (b) The advertisement disclosure under Subsection (3)(a) shall:

- 55 (i) be displayed at least as prominently as the description of the advertised vehicle is
56 displayed; and
- 57 (ii) use the words "salvage certificate" or "branded title" in the advertisement.

