

**VEHICLE REPAIR AND NOTIFICATION AMENDMENTS**

2020 GENERAL SESSION

STATE OF UTAH

**Chief Sponsor: Curtis S. Bramble**

House Sponsor: \_\_\_\_\_

---

---

**LONG TITLE**

**General Description:**

This bill amends provisions related to notification requirements regarding salvage vehicles and vehicle repair requirements.

**Highlighted Provisions:**

This bill:

- ▶ amends language required in a contract for sale or lease of a salvage vehicle regarding possible impacts of a salvage title; and
- ▶ requires certain repair facilities that repair vehicles equipped with advanced driver assistance systems to:
  - inform the customer regarding the calibration requirements for the advanced driver assistance system and whether the proper calibration will be performed;
  - if the calibration of the advanced driver assistance system will be performed, to meet or exceed the original manufacturer's specifications; and
  - if the calibration was not completed successfully, inform the customer that the vehicle should be taken to the manufacturer's certified repair shop or other qualified repair shop for proper calibration and repair.

**Money Appropriated in this Bill:**

None

**Other Special Clauses:**

None



28 **Utah Code Sections Affected:**

29 AMENDS:

30 **41-1a-1005.3**, as enacted by Laws of Utah 2012, Chapter 390

31 ENACTS:

32 **41-6a-1645**, Utah Code Annotated 1953



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

35 Section 1. Section **41-1a-1005.3** is amended to read:

36 **41-1a-1005.3. Resale of salvage vehicles.**

37 (1) A motor vehicle may not be offered, auctioned, sold, leased, transferred, or  
38 exchanged by an owner, [~~that is not~~] a manufacturer, dealer, motor vehicle auction, or  
39 consignor to a motor vehicle auction with the knowledge that it is a salvage vehicle without  
40 prior written disclosure being given to any prospective purchaser.

41 (2) For a disclosure required by Subsection (1), the following disclosure language shall  
42 be contained in each contract for sale or lease of a salvage vehicle to a purchaser or shall be  
43 contained in a form affixed to a contract, lease, bill of sale, or any other document that transfers  
44 title:

45 "THIS DISCLOSURE STATEMENT MUST BE GIVEN BY THE SELLER TO THE  
46 BUYER EVERY TIME THIS VEHICLE IS RESOLD WITH A SALVAGE CERTIFICATE  
47 DISCLOSURE STATEMENT

48 Vehicle Identification Number (VIN)

49 Year:            Make:            Model:

50 SALVAGE VEHICLE--NOT FOR RESALE WITHOUT DISCLOSURE

51 WARNING: ACCORDING TO A VEHICLE HISTORY REPORT ISSUED BY THE  
52 NATIONAL MOTOR VEHICLE TITLE INFORMATION SYSTEM (NMVTIS) THIS  
53 VEHICLE HAS BEEN REPORTED AS A TOTAL LOSS OR SALVAGE VEHICLE OR  
54 CARRIES A DESIGNATION WHICH MAY MATERIALLY AFFECT THE VALUE,  
55 SAFETY AND/OR CONDITION OF THE VEHICLE. BECAUSE OF ITS CONDITION THE  
56 MANUFACTURER'S WARRANTY OR SERVICE CONTRACT ON THIS VEHICLE MAY  
57 BE AFFECTED. THIS SALVAGE VEHICLE MAY NOT BE SAFE FOR OPERATION  
58 UNLESS PROPERLY REPAIRED. SOME STATES MAY REQUIRE AN INSPECTION

59 BEFORE THIS VEHICLE MAY BE REGISTERED. THE STATE OF UTAH MAY  
 60 REQUIRE THIS VEHICLE TO BE PERMANENTLY BRANDED AS A REBUILT  
 61 SALVAGE VEHICLE. OTHER STATES MAY ALSO PERMANENTLY BRAND THE  
 62 CERTIFICATE OF TITLE. ASK YOUR DEALER OR THE SELLER OF THE VEHICLE TO  
 63 SEE A COPY OF THE NMVTIS VEHICLE HISTORY REPORT. YOU MAY ALSO  
 64 INDEPENDENTLY OBTAIN THE REPORT BY CHECKING NMVTIS ONLINE AT  
 65 WWW.VEHICLEHISTORY.GOV.

66 \_\_\_\_\_  
 67 Signature of Purchaser Date"

68 Section 2. Section **41-6a-1645** is enacted to read:

69 **41-6a-1645. Advanced driver assistance systems -- Repair, calibration, and**  
 70 **disclosure.**

71 (1) As used in this section:

72 (a) "Advanced driver assistance system" means an electronic system that helps a  
 73 vehicle driver while driving or during parking that is intended to increase car safety and road  
 74 safety.

75 (b) "Manufacturer's procedures" means a manufacturer's written procedures,  
 76 specifications, tolerances, and other technical requirements or instructions with respect to  
 77 repairs.

78 (2) If the vehicle is equipped with an advanced driver assistance system, an automotive  
 79 glass company, repair facility, or insurer informing, approving, or conducting glass repair or  
 80 replacement shall:

81 (a) before approving or performing glass repair or replacement, inform the consumer if  
 82 a calibration of that system is required and if such calibration will be performed;

83 (b) if performing such calibration, meet or exceed the manufacturer's procedures or  
 84 specifications; and

85 (c) if a calibration was not performed or not completed successfully, inform the  
 86 consumer that the vehicle should be taken to a vehicle manufacturer's certified dealership, a  
 87 qualified automobile glass company, repair facility, or other qualified repairer capable of  
 88 performing the calibration of an advanced driver assistance system that meets or exceeds the  
 89 manufacturer's procedures or specifications.

90           (3) If the vehicle is equipped with an advanced driver assistance system, an automotive  
91 glass company, repair facility, or insurer informing, approving, or conducting a scan or  
92 calibration for motor vehicle repairs or replacement:

93           (a) is not limited to tooling or equipment dictated or recommended by the  
94 manufacturer's procedures or specifications; and

95           (b) shall calibrate the advanced driver assistance system to meet or exceed the  
96 manufacturer's procedures or specifications.