

Vehicle Sales Amendments

2026 GENERAL SESSION

STATE OF UTAH

Chief Sponsor: Jordan D. Teuscher

Senate Sponsor:

LONG TITLE**General Description:**

This bill amends provisions related to motor vehicle title brands.

Highlighted Provisions:

This bill:

- defines terms, including terms for motor vehicle title brands;
- describes the circumstances under which a salvaged vehicle may receive a brand of rebuilt and restored; and
- makes technical changes.

Money Appropriated in this Bill:

None

Other Special Clauses:

This bill provides a special effective date.

Utah Code Sections Affected:

AMENDS:

41-1a-102, as last amended by Laws of Utah 2025, Chapter 285

41-1a-1004, as last amended by Laws of Utah 2020, Chapter 267

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

Section 1. Section **41-1a-102** is amended to read:

41-1a-102 . Definitions.

As used in this chapter:

- (1) "Actual miles" means the actual distance a vehicle has traveled while in operation.
- (2) "Actual weight" means the actual unladen weight of a vehicle or combination of vehicles as operated and certified to by a weighmaster.
- (3) "All-terrain type I vehicle" means the same as that term is defined in Section 41-22-2.
- (4) "All-terrain type II vehicle" means the same as that term is defined in Section 41-22-2.
- (5) "All-terrain type III vehicle" means the same as that term is defined in Section 41-22-2.

- (6) "Alternative fuel vehicle" means:
- (a) an electric motor vehicle;
 - (b) a hybrid electric motor vehicle;
 - (c) a plug-in hybrid electric motor vehicle; or
 - (d) a motor vehicle powered exclusively by a fuel other than:
 - (i) motor fuel;
 - (ii) diesel fuel;
 - (iii) natural gas; or
 - (iv) propane.
- (7) "Amateur radio operator" means a person licensed by the Federal Communications Commission to engage in private and experimental two-way radio operation on the amateur band radio frequencies.
- (8) "Autocycle" means the same as that term is defined in Section 53-3-102.
- (9) "Automated driving system" means the same as that term is defined in Section 41-26-102.1.
- (10) "Brand" means a label on a title certificate identifying a motor vehicle as:
- (a) flood damaged;
 - (b) fire damaged;
 - (c) hail damaged;
 - (d) grey market;
 - (e) odometer discrepancy;
 - (f) stolen/recovered; or
 - (g) rebuilt and restored.
- ~~[(10)]~~ (11) "Branded title" means a title certificate that is labeled~~[:]~~ with a brand
- ~~[(a) rebuilt and restored to operation;]~~
 - ~~[(b) flooded and restored to operation; or]~~
 - ~~[(e) not restored to operation.]~~
- ~~[(11)]~~ (12) "Camper" means a structure designed, used, and maintained primarily to be mounted on or affixed to a motor vehicle that contains a floor and is designed to provide a mobile dwelling, sleeping place, commercial space, or facilities for human habitation or for camping.
- ~~[(12)]~~ (13) "Certificate of title" means a document issued by a jurisdiction to establish a record of ownership between an identified owner and the described vehicle, vessel, or outboard motor.

~~[(13)]~~ (14) "Certified scale weigh ticket" means a weigh ticket that has been issued by a weighmaster.

~~[(14)]~~ (15) "Commercial vehicle" means a motor vehicle, trailer, or semitrailer used or maintained for the transportation of persons or property that operates:

- (a) as a carrier for hire, compensation, or profit; or
- (b) as a carrier to transport the vehicle owner's goods or property in furtherance of the owner's commercial enterprise.

~~[(15)]~~ (16) "Commission" means the State Tax Commission.

~~[(16)]~~ (17) "Consumer ~~[price index]~~ Price Index" means the same as that term is defined in Section 59-13-102.

~~[(17)]~~ (18) "Dealer" means a person engaged or licensed to engage in the business of buying, selling, or exchanging new or used vehicles, vessels, or outboard motors either outright or on conditional sale, bailment, lease, chattel mortgage, or otherwise or who has an established place of business for the sale, lease, trade, or display of vehicles, vessels, or outboard motors.

~~[(18)]~~ (19) "Diesel fuel" means the same as that term is defined in Section 59-13-102.

~~[(19)]~~ (20) "Division" means the Motor Vehicle Division of the commission, created in Section 41-1a-106.

~~[(20)]~~ (21) "Dynamic driving task" means the same as that term is defined in Section 41-26-102.1.

~~[(21)]~~ (22) "Electric motor vehicle" means a motor vehicle that is powered solely by an electric motor drawing current from a rechargeable energy storage system.

~~[(22)]~~ (23) "Essential parts" means the integral and body parts of a vehicle of a type required to be registered in this state, the removal, alteration, or substitution of which would tend to conceal the identity of the vehicle or substantially alter the vehicle's appearance, model, type, or mode of operation.

~~[(23)]~~ (24) "Farm tractor" means a motor vehicle designed and used primarily as a farm implement for drawing plows, mowing machines, and other implements of husbandry.

~~[(24)]~~ (25)(a) "Farm truck" means a truck used by the owner or operator of a farm solely for the owner's or operator's own use in the transportation of:

- (i) farm products, including livestock and its products, poultry and its products, and floricultural and horticultural products;
- (ii) farm supplies, including tile, fence, and any other thing or commodity used in agricultural, floricultural, horticultural, livestock, and poultry production; and

(iii) livestock, poultry, and other animals and things used for breeding, feeding, or other purposes connected with the operation of a farm.

(b) "Farm truck" does not include the operation of trucks by commercial processors of agricultural products.

(26) "Fire damaged" means that the motor vehicle is damaged by fire to a degree that an insurance company deems the motor vehicle is unsafe or inoperable.

~~[(25)]~~ (27) "Fleet" means:

(a) one or more commercial vehicles; or

(b) for purposes of Section 41-1a-215, one or more personal vehicles.

(28) "Flood damaged" means that the motor vehicle has been deemed unsafe or inoperable by an insurance company due to:

(a) immersion in a liquid, damaging any of the major electrical system components; or

(b) contamination with toxic fluid.

~~[(26)]~~ (29) "Foreign vehicle" means a vehicle of a type required to be registered, brought into this state from another state, territory, or country other than in the ordinary course of business by or through a manufacturer or dealer, and not registered in this state.

(30) "Grey market" means a motor vehicle manufactured outside of the United States and not intended by the manufacturer for sale in the United States and does not meet federal or state motor vehicle safety or emissions standards.

~~[(27)]~~ (31) "Gross laden weight" means the actual weight of a vehicle or combination of vehicles, equipped for operation, to which shall be added the maximum load to be carried.

(32) "Hail damaged" means that the motor vehicle is damaged by exposure to falling hail to a degree that an insurance company deems the motor vehicle is unsafe or inoperable.

~~[(28)]~~ (33) "Highway" or "street" means the entire width between property lines of every way or place of whatever nature when any part of it is open to the public, as a matter of right, for purposes of vehicular traffic.

~~[(29)]~~ (34) "Hybrid electric motor vehicle" means a motor vehicle that draws propulsion energy from onboard sources of stored energy that are both:

(a) an internal combustion engine or heat engine using consumable fuel; and

(b) a rechargeable energy storage system where energy for the storage system comes solely from sources onboard the vehicle.

~~[(30)]~~ (35)(a) "Identification number" means the identifying number assigned by the manufacturer or by the division for the purpose of identifying the vehicle, vessel, or

133 outboard motor.

134 (b) "Identification number" includes a vehicle identification number, state assigned
135 identification number, hull identification number, and motor serial number.

136 ~~[(31)]~~ (36) "Implement of husbandry" means a vehicle designed or adapted and used
137 exclusively for an agricultural operation and only incidentally operated or moved upon
138 the highways.

139 ~~[(32)]~~ (37)(a) "In-state miles" means the total number of miles operated in this state
140 during the preceding year by fleet power units.

141 (b) If a fleet is composed entirely of trailers or semitrailers, "in-state miles" means the
142 total number of miles that those vehicles were towed on Utah highways during the
143 preceding year.

144 ~~[(33)]~~ (38) "Interstate vehicle" means a commercial vehicle operated in more than one state,
145 province, territory, or possession of the United States or foreign country.

146 ~~[(34)]~~ (39) "Jurisdiction" means a state, district, province, political subdivision, territory, or
147 possession of the United States or any foreign country.

148 ~~[(35)]~~ (40) "Lienholder" means a person with a security interest in particular property.

149 ~~[(36)]~~ (41) "Manufactured home" means a transportable factory built housing unit
150 constructed on or after June 15, 1976, according to the Federal Home Construction and
151 Safety Standards Act of 1974 (HUD Code), in one or more sections, which, in the
152 traveling mode, is eight body feet or more in width or 40 body feet or more in length, or
153 when erected on site, is 400 or more square feet, and which is built on a permanent
154 chassis and designed to be used as a dwelling with or without a permanent foundation
155 when connected to the required utilities, and includes the plumbing, heating,
156 air-conditioning, and electrical systems.

157 ~~[(37)]~~ (42) "Manufacturer" means a person engaged in the business of constructing,
158 manufacturing, assembling, producing, or importing new or unused vehicles, vessels, or
159 outboard motors for the purpose of sale or trade.

160 ~~[(38)]~~ (43) "Military vehicle" means a vehicle of any size or weight that was manufactured
161 for use by armed forces and that is maintained in a condition that represents the vehicle's
162 military design and markings regardless of current ownership or use.

163 ~~[(39)]~~ (44) "Mobile home" means a transportable factory built housing unit built prior to
164 June 15, 1976, in accordance with a state mobile home code which existed prior to the
165 Federal Manufactured Housing and Safety Standards Act (HUD Code).

166 ~~[(40)]~~ (45) "Motor fuel" means the same as that term is defined in Section 59-13-102.

167 ~~[(41)]~~ (46)(a) "Motor vehicle" means a self-propelled vehicle intended primarily for use
168 and operation on the highways.

169 (b) "Motor vehicle" includes a roadable aircraft and a street-legal all-terrain vehicle.

170 (c) "Motor vehicle" does not include:

171 (i) an off-highway vehicle; or

172 (ii) a motor assisted scooter as defined in Section 41-6a-102.

173 ~~[(42)]~~ (47) "Motorboat" means the same as that term is defined in Section 73-18c-102.

174 ~~[(43)]~~ (48) "Motorcycle" means:

175 (a) a motor vehicle having a saddle for the use of the rider and designed to travel on not
176 more than three wheels in contact with the ground; or

177 (b) an autocycle.

178 ~~[(44)]~~ (49) "Natural gas" means a fuel of which the primary constituent is methane.

179 ~~[(45)]~~ (50)(a) "Nonresident" means a person who is not a resident of this state as defined
180 by Section 41-1a-202, and who does not engage in intrastate business within this
181 state and does not operate in that business any motor vehicle, trailer, or semitrailer
182 within this state.

183 (b) A person who engages in intrastate business within this state and operates in that
184 business any motor vehicle, trailer, or semitrailer in this state or who, even though
185 engaging in interstate commerce, maintains a vehicle in this state as the home station
186 of that vehicle is considered a resident of this state, insofar as that vehicle is
187 concerned in administering this chapter.

188 ~~[(46)]~~ (51) "Odometer" means a device for measuring and recording the actual distance a
189 vehicle travels while in operation, but does not include any auxiliary odometer designed
190 to be periodically reset.

191 (52) "Odometer discrepancy" means that a written odometer disclosure statement described
192 in Section 41-1a-902 indicates that the motor vehicle's odometer does not match the
193 actual amount of miles or kilometers driven by the motor vehicle.

194 ~~[(47)]~~ (53) "Off-highway implement of husbandry" means the same as that term is defined
195 in Section 41-22-2.

196 ~~[(48)]~~ (54) "Off-highway vehicle" means the same as that term is defined in Section 41-22-2.

197 ~~[(49)]~~ (55)(a) "Operate" means:

198 (i) to navigate a vessel; or

199 (ii) collectively, the activities performed in order to perform the entire dynamic
200 driving task for a given motor vehicle by:

- 201 (A) a human driver as defined in Section 41-26-102.1; or
202 (B) an engaged automated driving system.
- 203 (b) "Operate" includes testing of an automated driving system.
- 204 ~~[(50)]~~ (56) "Original issue license plate" means a license plate that is of a format and type
205 issued by the state in the same year as the model year of a vehicle that is a model year
206 1973 or older.
- 207 ~~[(51)]~~ (57) "Outboard motor" means a detachable self-contained propulsion unit, excluding
208 fuel supply, used to propel a vessel.
- 209 ~~[(52)]~~ (58)(a) "Owner" means a person, other than a lienholder, holding title to a vehicle,
210 vessel, or outboard motor whether or not the vehicle, vessel, or outboard motor is
211 subject to a security interest.
- 212 (b) If a vehicle is the subject of an agreement for the conditional sale or installment sale
213 or mortgage of the vehicle with the right of purchase upon performance of the
214 conditions stated in the agreement and with an immediate right of possession vested
215 in the conditional vendee or mortgagor, or if the vehicle is the subject of a security
216 agreement, then the conditional vendee, mortgagor, or debtor is considered the owner
217 for the purposes of this chapter.
- 218 (c) If a vehicle is the subject of an agreement to lease, the lessor is considered the owner
219 until the lessee exercises the lessee's option to purchase the vehicle.
- 220 ~~[(53)]~~ (59) "Park model recreational vehicle" means a unit that:
- 221 (a) is designed and marketed as temporary living quarters for recreational, camping,
222 travel, or seasonal use;
- 223 (b) is not permanently affixed to real property for use as a permanent dwelling;
- 224 (c) requires a special highway movement permit for transit; and
- 225 (d) is built on a single chassis mounted on wheels with a gross trailer area not exceeding
226 400 square feet in the setup mode.
- 227 ~~[(54)]~~ (60) "Personal vehicle" means a vehicle that is not a commercial vehicle.
- 228 ~~[(55)]~~ (61) "Personalized license plate" means a license plate that has displayed on it a
229 combination of letters, numbers, or both as requested by the owner of the vehicle and
230 assigned to the vehicle by the division.
- 231 ~~[(56)]~~ (62)(a) "Pickup truck" means a two-axle motor vehicle with motive power
232 manufactured, remanufactured, or materially altered to provide an open cargo area.
- 233 (b) "Pickup truck" includes a motor vehicle with the open cargo area covered with a
234 camper, camper shell, tarp, removable top, or similar structure.

235 [(57)] (63) "Plug-in hybrid electric motor vehicle" means a hybrid electric motor vehicle
236 that has the capability to charge the battery or batteries used for vehicle propulsion from
237 an off-vehicle electric source, such that the off-vehicle source cannot be connected to the
238 vehicle while the vehicle is in motion.

239 [(58)] (64) "Pneumatic tire" means a tire in which compressed air is designed to support the
240 load.

241 [(59)] (65) "Preceding year" means a period of 12 consecutive months fixed by the division
242 that is within 16 months immediately preceding the commencement of the registration or
243 license year in which proportional registration is sought. The division in fixing the
244 period shall conform it to the terms, conditions, and requirements of any applicable
245 agreement or arrangement for the proportional registration of vehicles.

246 [(60)] (66) "Public garage" means a building or other place where vehicles or vessels are
247 kept and stored and where a charge is made for the storage and keeping of vehicles and
248 vessels.

249 (67) "Rebuilt and restored" means a motor vehicle that qualifies for a brand of rebuilt and
250 restored under Subsection 41-1a-1004(1)(b) or (c).

251 [(61)] (68) "Receipt of surrender of ownership documents" means the receipt of surrender of
252 ownership documents described in Section 41-1a-503.

253 [(62)] (69) "Reconstructed vehicle" means a vehicle of a type required to be registered in
254 this state that is materially altered from its original construction by the removal,
255 addition, or substitution of essential parts, new or used.

256 [(63)] (70) "Recreational vehicle" means the same as that term is defined in Section
257 13-14-102.

258 [(64)] (71) "Registration" means a document issued by a jurisdiction that allows operation of
259 a vehicle or vessel on the highways or waters of this state for the time period for which
260 the registration is valid and that is evidence of compliance with the registration
261 requirements of the jurisdiction.

262 [(65)] (72) "Registration decal" means the decal issued by the division that is evidence of
263 compliance with the division's registration requirements.

264 [(66)] (73)(a) "Registration year" means a 12 consecutive month period commencing
265 with the completion of the applicable registration criteria.

266 (b) For administration of a multistate agreement for proportional registration the division
267 may prescribe a different 12-month period.

268 [(67)] (74) "Repair or replacement" means the restoration of vehicles, vessels, or outboard

motors to a sound working condition by substituting any inoperative part of the vehicle, vessel, or outboard motor, or by correcting the inoperative part.

~~[(68)]~~ (75) "Replica vehicle" means:

(a) a street rod that meets the requirements under Subsection 41-21-1(3)(a)(i)(B); or

(b) a custom vehicle that meets the requirements under Subsection 41-6a-1507

(1)(a)(i)(B).

~~[(69)]~~ (76) "Restored-modified vehicle" means a motor vehicle that has been restored and modified with modern parts and technology, including emission control technology and an on-board diagnostic system.

~~[(70)]~~ (77) "Road tractor" means a motor vehicle designed and used for drawing other vehicles and constructed so it does not carry any load either independently or any part of the weight of a vehicle or load that is drawn.

~~[(71)]~~ (78) "Roadable aircraft" means the same as that term is defined in Section 72-10-102.

~~[(72)]~~ (79) "Sailboat" means the same as that term is defined in Section 73-18-2.

~~[(73)]~~ (80) "Security interest" means an interest that is reserved or created by a security agreement to secure the payment or performance of an obligation and that is valid against third parties.

~~[(74)]~~ (81) "Semitrailer" means the same as the term "trailer."

~~[(75)]~~ (82) "Special group license plate" means a type of license plate designed for a particular group of people or a license plate authorized and issued by the division in accordance with Section 41-1a-418 or Part 16, Sponsored Special Group License Plates.

~~[(76)]~~ (83)(a) "Special interest vehicle" means a vehicle used for general transportation purposes and that is:

(i) 20 years or older from the current year; or

(ii) a make or model of motor vehicle recognized by the division director as having unique interest or historic value.

(b) In making a determination under Subsection ~~[(76)(a)]~~ (83)(a), the division director shall give special consideration to:

(i) a make of motor vehicle that is no longer manufactured;

(ii) a make or model of motor vehicle produced in limited or token quantities;

(iii) a make or model of motor vehicle produced as an experimental vehicle or one designed exclusively for educational purposes or museum display; or

(iv) a motor vehicle of any age or make that has not been substantially altered or modified from original specifications of the manufacturer and because of its

significance is being collected, preserved, restored, maintained, or operated by a collector or hobbyist as a leisure pursuit.

~~[(77)]~~ (84)(a) "Special mobile equipment" means a vehicle:

(i) not designed or used primarily for the transportation of persons or property;

(ii) not designed to operate in traffic; and

(iii) only incidentally operated or moved over the highways.

(b) "Special mobile equipment" includes:

(i) farm tractors;

(ii) off-road motorized construction or maintenance equipment including backhoes, bulldozers, compactors, graders, loaders, road rollers, tractors, and trenchers; and

(iii) ditch-digging apparatus.

(c) "Special mobile equipment" does not include a commercial vehicle as defined under Section 72-9-102.

~~[(78)]~~ (85) "Specially constructed vehicle" means a vehicle of a type required to be registered in this state, not originally constructed under a distinctive name, make, model, or type by a generally recognized manufacturer of vehicles, and not materially altered from its original construction.

~~[(79)]~~ (86)(a) "Standard license plate" means a license plate for general issue described in Subsection 41-1a-402(1).

(b) "Standard license plate" includes a license plate for general issue that the division issues before January 1, 2024.

~~[(80)]~~ (87) "State impound yard" means a yard for the storage of a vehicle, vessel, or outboard motor that meets the requirements of rules made by the commission as described in Subsection 41-1a-1101(7).

(88) "Stolen/recovered" means a motor vehicle that was reported stolen and subsequently recovered, where the status or integrity of the motor vehicle is unknown.

~~[(81)]~~ (89) "Street-legal all-terrain vehicle" or "street-legal ATV" means the same as that term is defined in Section 41-6a-102.

~~[(82)]~~ (90) "Symbol decal" means the decal that is designed to represent a special group and displayed on a special group license plate.

~~[(83)]~~ (91) "Title" means the right to or ownership of a vehicle, vessel, or outboard motor.

~~[(84)]~~ (92)(a) "Total fleet miles" means the total number of miles operated in all jurisdictions during the preceding year by power units.

(b) If fleets are composed entirely of trailers or semitrailers, "total fleet miles" means the

number of miles that those vehicles were towed on the highways of all jurisdictions during the preceding year.

~~[(85)]~~ (93) "Tow truck motor carrier" means the same as that term is defined in Section 72-9-102.

~~[(86)]~~ (94) "Tow truck operator" means the same as that term is defined in Section 72-9-102.

~~[(87)]~~ (95) "Trailer" means a vehicle:

(a) without motive power; and

(b) designed for:

(i) carrying persons or property; and

(ii) being drawn by a motor vehicle.

~~[(88)]~~ (96) "Transferee" means a person to whom the ownership of property is conveyed by sale, gift, or any other means except by the creation of a security interest.

~~[(89)]~~ (97) "Transferor" means a person who transfers the person's ownership in property by sale, gift, or any other means except by creation of a security interest.

~~[(90)]~~ (98) "Travel trailer," "camping trailer," or "fifth wheel trailer" means a portable vehicle without motive power, designed as a temporary dwelling for travel, recreational, or vacation use that does not require a special highway movement permit when drawn by a self-propelled motor vehicle.

~~[(91)]~~ (99) "Truck tractor" means a motor vehicle designed and used primarily for drawing other vehicles and not constructed to carry a load other than a part of the weight of the vehicle and load that is drawn.

~~[(92)]~~ (100) "Vehicle" includes a motor vehicle, trailer, semitrailer, off-highway vehicle, camper, park model recreational vehicle, manufactured home, and mobile home.

~~[(93)]~~ (101) "Vessel" means the same as that term is defined in Section 73-18-2.

~~[(94)]~~ (102) "Vintage vehicle" means the same as that term is defined in Section 41-21-1.

~~[(95)]~~ (103) "Waters of this state" means the same as that term is defined in Section 73-18-2.

~~[(96)]~~ (104) "Weighmaster" means a person, association of persons, or corporation permitted to weigh vehicles under this chapter.

Section 2. Section **41-1a-1004** is amended to read:

41-1a-1004 . Certificate of title -- Salvage vehicles -- Buyer notification of salvage or total loss vehicle.

(1)(a) If the division is able to ~~[ascertain the fact]~~ determine the actual brand, at the time application is made for initial registration or transfer of ownership of a salvage vehicle, the ~~[title shall be branded:]~~ division shall label the title certificate with the

371 applicable brand.

372 [(a) rebuilt and restored to operation;]

373 [(b) in a flood and restored to operation; or]

374 [(c) not restored to operation.]

375 (b) A motor vehicle that has, or qualifies for, a brand of fire damaged, flood damaged, or
376 hail damaged may receive a brand of rebuilt and restored if the vehicle is rebuilt or
377 restored to a degree that the motor vehicle may be safely operated on a highway.

378 (c) A motor vehicle that has, or qualifies for, a grey market brand may receive a brand of
379 rebuilt and restored if the motor vehicle is altered to meet federal and state motor
380 vehicle safety standards.

381 (d) A brand of rebuilt and restored will appear on a title certificate as "Rebuilt and
382 Restored --," followed by the brand that the motor vehicle had, or qualified for,
383 before receiving the rebuilt and restored brand.

384 (2)(a)(i) Except as provided in Subsection (2)(b), before the sale of a vehicle for
385 which a salvage certificate or branded title has been knowingly issued or
386 knowingly declared a total loss by an insurance company, the seller shall provide
387 the prospective purchaser with written notification that a salvage certificate or a
388 branded title has been issued for the vehicle.

389 (ii) If the vehicle is a salvage vehicle or if the vehicle has been declared a total loss
390 by an insurance company, the notification shall be as required in Section
391 41-1a-1005.3.

392 (b) The requirement to provide written notification under Subsection (2)(a) does not
393 apply if:

394 (i) the prospective purchaser, motor vehicle auction, or seller is:

395 (A) a licensed motor vehicle dealer whose primary business is auctioning salvage
396 motor vehicles to licensed salvage vehicle buyers; or

397 (B) an insurance company, if the sale of the vehicle is the result of a total loss
398 settlement; or

399 (ii) the vehicle has been stolen, recovered, and declared a total loss by an insurance
400 company but does not meet the definition of a salvage vehicle.

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

404 (b)(i) Except as provided in Subsection (3)(b)(ii), an advertisement for a vehicle

declared a total loss by an insurance company shall disclose that the vehicle has been declared a total loss by an insurance company.

(ii) A vehicle that has been stolen, recovered, and declared a total loss by an insurance company but does not meet the definition of a salvage vehicle is exempted from the advertising requirement described in Subsection (3)(b)(i).

(iii) Subsections (3)(a), (3)(b)(i), and (3)(b)(ii) do not apply to a motor vehicle auction or a consigner to a motor vehicle auction if no disclosure is required under Section 41-1a-1005.3.

(c) The advertisement disclosure under Subsection (3)(a) or (b)(i) shall:

(i) be displayed at least as prominently as the description of the advertised vehicle is displayed; and

(ii) if a salvage certificate or branded title has been issued or the vehicle has been declared a total loss by an insurance company:

(A) use the words "salvage certificate" or "branded title" in the advertisement; or

(B) use the words "insurer declared total loss."

Section 3. Effective Date.

This bill takes effect on January 1, 2027.