

Part 9 Odometers

41-1a-901 Odometer required.

Each motor vehicle required to be registered under this chapter shall be equipped with a properly functioning odometer.

Renumbered and Amended by Chapter 1, 1992 General Session

41-1a-902 Odometer disclosure statement -- Contents -- Receipt -- Exceptions.

- (1) Each motor vehicle certificate of title, at the time it is issued to the transferee, shall contain:
 - (a) the mileage disclosed by the transferor when ownership of the motor vehicle was transferred; and
 - (b) a space for the information required to be disclosed under this section at the time of future transfer of ownership.
- (2) At the time of any sale or transfer of a motor vehicle, the transferor shall furnish to the transferee a written odometer disclosure statement in a form prescribed by the division. This statement shall be signed and certified as to its truthfulness by the transferor, stating:
 - (a) the date of transfer;
 - (b) the transferor's name and address;
 - (c) the transferee's name and address;
 - (d) the identity of the motor vehicle, including its make, model, year, body type, and identification number;
 - (e) the odometer reading at the time of transfer, not including tenths of miles or tenths of kilometers;
 - (f)
 - (i) that to the best of the transferor's knowledge, the odometer reading reflects the amount of miles or kilometers the motor vehicle has actually been driven;
 - (ii) that the odometer reading reflects the amount of miles or kilometers in excess of the designed mechanical odometer limit; or
 - (iii) that the odometer reading is not the actual amount of miles or kilometers; and
 - (g) a warning to alert the transferee if a discrepancy exists between the odometer reading and the actual mileage.
- (3)
 - (a) Each transferee of a motor vehicle shall acknowledge receipt of the odometer disclosure statement required by Subsection (2) by signing it, and the transferor shall deliver to the transferee the original odometer disclosure statement. Both the transferor and the transferee shall retain a legible copy of the odometer disclosure statement for not less than four years.
 - (b) A dealer who is required under Section 41-3-301 to title and register a motor vehicle sold to a customer shall surrender the original odometer disclosure statement to the division and deliver a copy to the transferee.
- (4) Notwithstanding the requirements of this section, the odometer mileage need not be disclosed by a transferor of:
 - (a) a single motor vehicle having a manufacturer specified gross laden weight rating of more than 16,000 pounds, or a motor vehicle registered in this state for a gross laden weight of 18,000 pounds or more;
 - (b) a motor vehicle that is 10 years old or older;

- (c) a motor vehicle sold directly by the manufacturer to any agency of the United States in conformity with contractual specifications; or
 - (d) a new motor vehicle prior to its first transfer for purposes other than resale.
- (5) If the motor vehicle has not been titled or if the certificate of title does not contain a space for the information required, the written disclosure shall be executed as a separate document.
- (6) A person may not sign an odometer disclosure statement as both the transferor and the transferee in the same transaction.

Renumbered and Amended by Chapter 1, 1992 General Session
Amended by Chapter 234, 1992 General Session

41-1a-903 Leased motor vehicles -- Disclosure of odometer information.

- (1)
- (a) Before executing any transfer of ownership document, each lessor of a leased motor vehicle shall notify the lessee in writing that the lessee is required to provide a written disclosure to the lessor regarding the mileage.
 - (b) This notice shall state that failure to complete or providing false information may result in fines, imprisonment, or both.
- (2)
- (a) In connection with the transfer of ownership of the leased motor vehicle, the lessee shall furnish to the lessor a written statement regarding the mileage of the motor vehicle.
 - (b) This statement must be signed by the lessee and shall contain all of the information required by Section 41-1a-902 and in addition the name and address of the lessee and the lessor.
 - (c) The statement shall be signed and certified as to its truthfulness by the lessee.

Renumbered and Amended by Chapter 1, 1992 General Session

41-1a-904 Retention of statements by dealers -- Inspection.

- (1) Each dealer required to execute and furnish an odometer mileage disclosure statement under Section 41-1a-902 shall retain at its primary place of business for four years after each transfer of a motor vehicle each statement that he receives and a legible copy of each statement that he issues in connection with those transfers.
- (2) These statements shall be available for inspection by, and copies shall be furnished to, any peace officer during reasonable business hours.
- (3) A violation of this section is an infraction.

Amended by Chapter 412, 2015 General Session

41-1a-905 Division to print mileage on certificate of title -- Exceptions.

- (1) The division, before accepting an application for transfer of ownership of a motor vehicle under Part 7, Transfer of Ownership, shall require the transferee to furnish the completed odometer disclosure statement required by Section 41-1a-902 and shall, upon the transfer of ownership, print the mileage on the new certificate of title.
- (2) This section does not apply to motor vehicles exempted from mileage disclosure statements under Section 41-1a-902.

Amended by Chapter 295, 2010 General Session

41-1a-906 Repair or replacement of odometer -- Notice affixed to motor vehicle.

- (1) Sections 41-1a-902 through 41-1a-905 do not prevent the repair or replacement of an odometer, provided the mileage indicated on the odometer remains the same as before the repair or replacement.
- (2) Where the odometer is incapable of registering the same mileage as before the repair or replacement, the odometer shall be adjusted to zero and a notice in writing shall be affixed by the owner to the left door frame of the motor vehicle specifying the mileage prior to repair or replacement of the odometer and the date it was repaired or replaced.

Renumbered and Amended by Chapter 1, 1992 General Session