

1                                   **NONREPAIRABLE VEHICLE AMENDMENTS**

2   2014 GENERAL SESSION

3   STATE OF UTAH

4                                   **Chief Sponsor: Mike K. McKell**

5                                   Senate Sponsor: \_\_\_\_\_

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7 **LONG TITLE**

8 **General Description:**

9           This bill amends a definition in the Motor Vehicle Act.

10 **Highlighted Provisions:**

11           This bill:

- 12           ▶ amends the definition of "nonrepairable vehicle."

13 **Money Appropriated in this Bill:**

14           None

15 **Other Special Clauses:**

16           None

17 **Utah Code Sections Affected:**

18 AMENDS:

19           **41-1a-1001**, as last amended by Laws of Utah 2012, Chapter 390

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

22           Section 1. Section **41-1a-1001** is amended to read:

23           **41-1a-1001. Definitions.**

24           As used in Sections **41-1a-1001** through **41-1a-1008**:

25           (1) "Certified vehicle inspector" means a person employed by the Motor Vehicle  
26 Enforcement Division as qualified through experience, training, or both to identify and analyze  
27 damage to vehicles with either unibody or conventional frames.



28 (2) "Major component part" means:

29 (a) the front body component of a motor vehicle consisting of the structure forward of  
30 the firewall;

31 (b) the passenger body component of a motor vehicle including the firewall, roof, and  
32 extending to and including the rear-most seating;

33 (c) the rear body component of a motor vehicle consisting of the main cross member  
34 directly behind the rear-most seating excluding any auxiliary seating and structural body  
35 assembly rear of the cross members; and

36 (d) the frame of a motor vehicle consisting of the structural member that supports the  
37 auto body.

38 (3) (a) "Major damage" means damage to a major component part of the motor vehicle  
39 requiring 10 or more hours to repair or replace, as determined by a collision estimating guide  
40 recognized by the Motor Vehicle Enforcement Division.

41 (b) For purposes of Subsection (3)(a) repair or replacement hours do not include time  
42 spent on cosmetic repairs.

43 (4) "Nonrepairable certificate" means a certificate of ownership issued for a  
44 nonrepairable vehicle.

45 (5) "Nonrepairable vehicle" means a vehicle of a type otherwise subject to registration  
46 that:

47 [~~(a) has no resale value except as a source of parts or scrap metal or that the owner~~  
48 ~~irreversibly designates as a source of parts or scrap metal or for destruction;]~~

49 [~~(b) (i) has little or no resale value other than its worth as a source of a vehicle~~  
50 ~~identification number that could be used illegally; and]~~

51 [~~(ii) (A) has been substantially stripped as a result of theft; or]~~

52 [~~(B) is missing all of the bolt-on sheet metal body panels, all of the doors and hatches,~~  
53 ~~substantially all of the interior components, and substantially all of the grill and light~~  
54 ~~assemblies; or]~~

55 (a) is damaged by flood, collision, or other occurrence to the extent that the total  
56 estimated cost of repairing the physical and mechanical damage to the vehicle exceeds 100% or  
57 more of the current retail cost of the vehicle, as established in any published used car guide; or

58 [~~(e) (b) is a substantially burned vehicle that~~: (i) ~~has burned to the extent that there~~

59 ~~are no more usable or repairable body or interior components, tires and wheels, or drive train~~  
60 ~~components, or (ii)]~~ the owner irreversibly designates for destruction or as having little or no  
61 resale value other than its worth as a source of scrap metal or as a source of a vehicle  
62 identification number that could be used illegally.

63 (6) "Owner" means the person who has the legal right to possession of the vehicle.

64 (7) (a) "Salvage certificate" means a certificate of ownership issued for a salvage  
65 vehicle before a new certificate of title is issued for the vehicle.

66 (b) A salvage certificate is not valid for registration purposes.

67 (8) "Salvage vehicle" means any vehicle:

68 (a) damaged by collision, flood, or other occurrence to the extent that the cost of  
69 repairing the vehicle for safe operation exceeds its fair market value; or

70 (b) that has been declared a salvage vehicle by an insurer or other state or jurisdiction,  
71 but is not precluded from further registration and titling.

72 (9) "Unbranded title" means a certificate of title for a previously damaged motor  
73 vehicle without any designation that the motor vehicle has been damaged.

74 (10) "Vehicle damage disclosure statement" means the form designed and furnished by  
75 the Motor Vehicle Enforcement Division for a damaged motor vehicle inspection under  
76 Section [41-1a-1002](#).

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**Legislative Review Note**  
as of 2-24-14 3:59 PM

**Office of Legislative Research and General Counsel**