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## HOUSE BILL NO. 1351

Offered January 22, 1996

A BILL to amend and reenact §§ 46.2-1602 and 46.2-1606 of the Code of Virginia, relating to salvage vehicles; title brands.

Patrons—Abbitt and Wardrup; Senator: Houck

Referred to Committee on Transportation

**Be it enacted by the General Assembly of Virginia:**

**1. That §§ 46.2-1602 and 46.2-1606 of the Code of Virginia are amended and reenacted as follows:**

§ 46.2-1602. Certain sales prohibited; exceptions.

A. It shall be unlawful:

1. For any scrap metal processor to sell a vehicle or vehicle components or parts;

2. For any salvage pool to sell a salvage vehicle to any person who is not a scrap metal processor or licensed as a salvage dealer, rebuilder, demolisher, motor vehicle dealer, or vehicle removal operator;

3. For any person to sell a nonrepairable vehicle to any person who is not a scrap metal processor or licensed as a salvage dealer, demolisher, or vehicle removal operator; or

4. For any person to sell a rebuilt vehicle without first having disclosed the fact that the vehicle is a rebuilt vehicle to the buyer in writing on a form prescribed by the Commissioner.

5. For any person to sell a vehicle if the seller has actual knowledge of the fact that the title to the vehicle was previously branded in any state as salvaged, rebuilt, reconstructed, or with any other similar brand or indicator without giving full disclosure of that fact to the buyer prior to sale. Full disclosure shall be satisfied by presenting to the prospective buyer the branded title or by otherwise disclosing in writing the state and the title brand designation from that state.

B. Notwithstanding the provisions of subsection A of this section, it shall not be unlawful:

1. For a salvage dealer to sell vehicle components or parts to unlicensed persons; or

2. For an individual to dispose of a salvage vehicle acquired or retained for his own use when it has been acquired or retained and used in good faith and not for the purpose of avoiding the provisions of this chapter.

§ 46.2-1606. Certificates of title issued by other states.

The Commissioner may accept certificates of titles for salvage vehicles or other documents deemed appropriate by the Department issued by other states indicating a vehicle has been declared salvage, and shall carry forward all appropriate brands or indicators on the Virginia title and registration card. Salvaged, rebuilt, reconstructed, or any similar brand or indicator of damage or repaired damage from another state shall be carried forward together with the standard two-letter abbreviation of the other state as used by the U. S. Postal Service. If the vehicle has not been rebuilt and the requirements of § 46.2-1605 have not been met, the Department shall issue a salvage certificate for the vehicle.

INTRODUCED

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