



SENATE BILL 346: Salvage Yards/Waiting Period.

2017-2018 General Assembly

Committee:	Senate Rules and Operations of the Senate	Date:	April 25, 2017
Introduced by:	Sens. Britt, Ballard, J. Jackson	Prepared by:	Trina Griffin
Analysis of:	Second Edition		Staff Attorney

OVERVIEW: *The 2nd Edition of Senate Bill 346 would require secondary metals recyclers and salvage yards, when purchasing a motor vehicle for which they do not have a valid title, to wait at least 72 hours from the time of its submittal of information on the vehicle to the National Motor Vehicle Title Information System before dismantling or wrecking a motor vehicle.*

CURRENT LAW: Secondary metals recyclers and salvage yards are required to comply with certain record-keeping requirements when purchasing motor vehicles solely for the purpose of dismantling or wrecking the motor vehicles. Specifically, they must forward to DMV the certificate of title, registration card or other proof of ownership, and the registration plates. However, a secondary metals recycler or salvage yard may purchase a motor vehicle without a certificate of title if the motor vehicle is at least 10 model years old, and they (i) maintain a record of the following information, which must also be submitted, within 72 hours of each day's close of business, to the National Motor Vehicle Title Information System (NMVTIS), and (ii) verify with DMV whether or not the motor vehicle has been reported stolen:

1. The name, address, and contact information of the secondary metals recycler or salvage yard.
2. The name, initials, or other identification of the individual entering the information.
3. The date of the transaction.
4. A description of the motor vehicle, including the year, make, and model to the extent practicable.
5. The vehicle identification number (VIN) of the vehicle.
6. The amount of consideration given for the motor vehicle.
7. A written statement signed by the seller or the seller's agent certifying that (i) the seller or the seller's agent has the lawful right to sell and dispose of the motor vehicle, (ii) the motor vehicle is at least 10 model years old, and (iii) the motor vehicle is not subject to any security interest or lien.
8. A written statement that the motor vehicle will be scrapped or crushed for disposal or dismantled for parts only.
9. The name, address, and drivers license number of the person from whom the motor vehicle is being purchased.
10. A photocopy or electronic scan of a valid drivers license or identification card issued by the DMV of the seller of the motor vehicle, or seller's agent, to the secondary metals recycler or salvage yard, or in lieu thereof, any other identification card containing a photograph of the seller as issued by any state or federal agency of the United States: provided, that if the buyer has a copy of the seller's photo identification on file, the buyer may reference the identification that is on file, without making a separate photocopy for each transaction. If seller has no identification as described in this sub-subdivision, the secondary metals recycler or salvage yard shall not complete the transaction.

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BILL ANALYSIS: Senate Bill 346 would require a secondary metals recycler or a salvage yard when purchasing a vehicle for which it does not have a valid title to wait at least 72 hours from the time it submits information to the National Motor Vehicle Title Information System, or to a third-party consolidator for submittal to NMVTIS, before dismantling or wrecking the motor vehicle.

EFFECTIVE DATE: The bill would become effective October 1, 2017, and apply to vehicles purchased by a secondary metals recycler or salvage yard on or after that date.