

House _____ Amendment NO. _____

Offered By _____

1 AMEND House Committee Substitute for Senate Substitute for Senate Bill No. 881, Page 28,
2 Section 301.145, Line 17, by inserting immediately after said section and line the following:

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4 "301.218. 1. No person shall, except as an incident to the sale, repair, rebuilding or
5 servicing of vehicles by a licensed franchised motor vehicle dealer, carry on or conduct the
6 following business unless licensed to do so by the department of revenue under sections 301.217 to
7 301.229:

8 (1) Selling used parts of or used accessories for vehicles as a used parts dealer, as defined in
9 section 301.010;

10 (2) Salvaging, wrecking or dismantling vehicles for resale of the parts thereof as a salvage
11 dealer or dismantler, as defined in section 301.010;

12 (3) Rebuilding and repairing four or more wrecked or dismantled vehicles in a calendar year
13 as a rebuilder or body shop, as defined in section 301.010;

14 (4) Processing scrapped vehicles or vehicle parts as a scrap processor, as defined in section
15 301.010.

16 2. Sales at a salvage pool or a salvage disposal sale shall be open only to and made to
17 persons actually engaged in and holding a current license under sections 301.217 to 301.221 and
18 301.550 to 301.573 or any person from another state or jurisdiction who is legally allowed in his or
19 her state of domicile to purchase for resale, rebuild, dismantle, crush, or scrap either motor vehicles
20 or salvage vehicles, and to persons who reside in a foreign country that are purchasing salvage
21 vehicles for export outside of the United States. Operators of salvage pools or salvage disposal sales
22 shall:

23 (1) Keep [a] an electronic record, for three years, of sales of [salvage vehicles with the
24 purchasers' name and address, and the year, make, and vehicle identification number for each
25 vehicle] a vehicle whose title is branded as salvage, junk, wrecked, nonrepairable, or carries a
26 similar brand. These records shall be open for inspection as allowed for records provided in section
27 301.225. Such records shall be submitted to the department on a quarterly basis and made available
28 to the National Motor Vehicle Information System (NMTVTIS). The electronic record shall:

29 (a) Include the make, model, and year of the vehicle; the vehicle identification number; and
30 current odometer reading;

31 (b) The names and addresses of the purchaser;

32 (c) A copy of the purchaser's driver's license or other government-issued identification; and

33 (d) The names and addresses of the seller of such vehicle; and

34 (2) Obtain from any purchaser of such vehicle documented proof of any required license or
35 other authorization to do business under this chapter or, for any person residing in a state,
36 jurisdiction, or country that does not hold a similar license, a declaration under penalty of perjury

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1 that the purchaser is authorized to purchase salvage vehicles in that person's state, jurisdiction, or
 2 country.

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 4 Any person who knowingly violates this subsection by failing to report all transactions of a vehicle
 5 whose title is branded as salvage, junk, wrecked, nonrepairable, or carries a similar brand to the
 6 statewide database shall be guilty of a civil infraction, punishable by a fine of up to one thousand
 7 dollars per infraction.

8 3. The department shall maintain an accurate record of all reported transactions.

9 4. The department shall assign a unique identifier number of its choosing for all purchasers,
 10 as described in subsection 2 of this section, of salvage, wrecked, nonrepairable, junked, or other
 11 similarly branded vehicles, for such purchasers to use when submitting the sales transaction
 12 information required under this section.

13 5. The department shall make the information received under this section available, without
 14 charge, to any state or local law enforcement agency upon request when the person acting on behalf
 15 of any of these entities is acting within the course and scope of the entity's duties. Vehicular
 16 information on the make, model, and year of the vehicle; the vehicle identification number; and the
 17 current odometer reading received by the department under this section may be released to third
 18 parties under contract with the department.

19 6. Any person who is licensed under sections 301.217 to 301.229 who is selling a vehicle
 20 whose title is branded as total loss, salvage, junk, derelict, or carries a similar brand shall report to
 21 the department within ten days all transactions involving the acquisition, transfer of ownership, or
 22 disposal of a total loss, salvage, junk, derelict, or other similarly branded vehicle.

23 7. The department shall maintain an electronic record of all purchases of a vehicle whose
 24 title is branded as total loss, salvage, junk, derelict, or carries a similar brand, and report each
 25 transaction without personal identifying information to NMVTIS within two business days after
 26 receiving report of the transaction.

27 8. The operator of a salvage pool or salvage disposal sale, or subsequent purchaser, who
 28 sells a nonrepairable motor vehicle or a salvage motor vehicle to a person who is not a resident of
 29 the United States at a salvage pool or a salvage disposal sale shall:

30 (1) Stamp on the face of the title so as not to obscure any name, date, or mileage statement
 31 on the title the words "FOR EXPORT ONLY" in capital letters that are black; and

32 (2) Stamp in each unused reassignment space on the back of the title the words "FOR
 33 EXPORT ONLY" and print the number of the dealer's salvage vehicle license, name of the salvage
 34 pool, or the name of the governmental entity, as applicable.

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 36 The words "FOR EXPORT ONLY" required under subdivisions (1) and (2) of this subsection shall
 37 be at least two inches wide and clearly legible. Copies of the stamped titles shall be forwarded to
 38 the department.

39 [4.] 9. The director of revenue shall issue a separate license for each kind of business
 40 described in subsection 1 of this section, to be entitled and designated as either "used parts dealer";
 41 "salvage dealer or dismantler"; "rebuilder or body shop"; or "scrap processor" license."; and
 42

43 Further amend said bill by amending the title, enacting clause, and intersectional references
 44 accordingly.