

GENERAL ASSEMBLY OF NORTH CAROLINA
SESSION 2009

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HOUSE BILL 608*
PROPOSED COMMITTEE SUBSTITUTE H608-PCS80371-RW-28

Short Title: Scrapped Vehicle Records.

(Public)

Sponsors:

Referred to:

March 16, 2009

A BILL TO BE ENTITLED

AN ACT TO REQUIRE SECONDARY METALS RECYCLERS AND SALVAGE YARDS
TO KEEP ADDITIONAL RECORDS AND TO FILE AN INVENTORY REPORT WITH
THE DIVISION OF MOTOR VEHICLES FOR THE MOTOR VEHICLES THEY
PURCHASE.

The General Assembly of North Carolina enacts:

SECTION 1. G.S. 20-62.1(a) reads as rewritten:

"(a) Records for Scrap or Parts. – A secondary metals recycler, as defined in G.S. 66-11(a)(3), and a salvage yard, as defined in G.S. 20-137.7(6), purchasing motor vehicles solely for the purposes of dismantling or wrecking such motor vehicles for the recovery of scrap metal or for the sale of parts only, must comply with the provision of G.S. 20-61, provided, however, that a secondary metals recycler or salvage yard may purchase a motor vehicle without a certificate of title, if the motor vehicle is 10 model years old or older and the secondary metals recycler or salvage yard comply with the following requirements:

- (1) Maintain a record of all purchase transactions of motor vehicles. The following information shall be maintained for transactions of motor vehicles:
 - a. The name and address of the secondary metals recycler or salvage yard.
 - b. The name, initials, or other identification of the individual entering the information.
 - c. The date of the transaction.
 - d. A description of the motor vehicle, including the make and model to the extent practicable.
 - e. The vehicle identification number (VIN) of the vehicle.
 - f. The amount of consideration given for the motor vehicle.
 - g. A written statement signed by the seller or the seller's agent certifying that the seller or the seller's agent has the lawful right to sell and dispose of the motor vehicle.
 - h. The name and address of the person from whom the motor vehicle is being ~~purchased~~ purchased and the license plate number and state of issuance of the vehicle used to deliver the vehicle being sold.
 - i. A photocopy or electronic scan of a valid drivers license or identification card issued by the Division of Motor Vehicles of the seller of the motor vehicle, or seller's agent, to the secondary metals



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1 recycler or salvage yard, or in lieu thereof, any other identification
2 card containing a photograph of the seller as issued by any state or
3 federal agency of the United States: provided, that if the buyer has a
4 copy of the seller's photo identification on file, the buyer may
5 reference the identification that is on file, without making a separate
6 photocopy for each transaction. If seller has no identification as
7 described in this sub-subdivision, the secondary metals recycler or
8 salvage yard shall not complete the transaction.

9 j. Effective July 1, 2010, an individual or entity engaged in the
10 business of operating a salvage yard or secondary metals recycler
11 shall file a report with the Division. The report shall be filed at a
12 frequency not less than weekly as determined by the Division. The
13 report shall contain an inventory of all motor vehicles purchased. The
14 inventory shall contain the following: the vehicle identification
15 number of each motor vehicle obtained, the date on which the motor
16 vehicle was obtained, the name of the person or entity from whom
17 the motor vehicle was obtained, and a statement of whether the motor
18 vehicle was or will be crushed or disposed of for sale or other
19 purposes. The Division shall allow law enforcement agencies access
20 to this data electronically or mechanically.

21 k. A receipt for the purchase of the motor vehicle that is signed by all
22 parties to the sale.

23 (2) Maintain the information required under subdivision (1) of this subsection
24 for not less than two years from the date of the purchase of the motor
25 vehicle."

26 **SECTION 23.** This act becomes effective December 1, 2009, and applies to motor
27 vehicles sold to, or purchased by, a secondary metals recycler or salvage yard on or after that
28 date.