

GENERAL ASSEMBLY OF NORTH CAROLINA
1987 SESSION

CHAPTER 1105
HOUSE BILL 288

AN ACT AMENDING THE NORTH CAROLINA MOTOR VEHICLE SALVAGE
TITLE LAW.

The General Assembly of North Carolina enacts:

Section 1. G.S. 20-4.01(33)(d) is rewritten to read:

"(d) Salvage Motor Vehicle. – Any motor vehicle damaged by collision or other occurrence to the extent that the cost of repairs to the vehicle and rendering the vehicle safe for use on the public streets and highways would exceed seventy-five percent (75%) of its fair retail market value. Repairs shall include the cost of parts and labor. Fair market retail values shall be as found in the NADA pricing Guide Book or other publications approved by the Commissioner."

Sec. 2. G.S. 20-71.3 is amended by deleting the third sentence and substituting the following:

"Any motor vehicle damaged by collision or other occurrence which is to be retitled in this State shall be subject to preliminary and final inspections by the Enforcement Section of the Division, and the Division shall refuse to issue a title to a vehicle which has not undergone a preliminary inspection. Any motor vehicle which has been branded in another state shall be branded with the nearest applicable brand specified in this section, except that no junk vehicle or vehicle that has been branded junk in another state shall be titled or registered. A motor vehicle damaged by collision or other occurrence may be repaired and an unbranded title issued if the cost of repairs, including parts and labor, does not exceed seventy-five percent (75%) of its fair market retail value."

Sec. 3. G.S. 20-71.4 is rewritten to read:

"§ 20-71.4. **Failure to disclose damage to a vehicle shall be a misdemeanor.** – (a) It shall be unlawful and constitute a misdemeanor for any person who knows or reasonably should know that a motor vehicle has been involved in collision or other occurrence to the extent that the cost of repairing that vehicle exceeds twenty-five percent (25%) of its fair market retail value to fail to disclose that fact to the transferee prior to transfer of the vehicle.

(b) It shall be unlawful for any person to remove the title or supporting documents to any motor vehicle from the State of North Carolina with the intent to conceal damage (or damage which has been repaired) occurring as a result of a collision or other occurrence. Violation of this statute shall constitute a misdemeanor."

Sec. 4. Sections 1 and 2 of this act are effective upon ratification and shall expire June 30, 1989, at which time those laws shall read as they did on January 1,

1988. Section 3 of this act shall become effective October 1, 1988, and applies to offenses committed on or after that date.

In the General Assembly read three times and ratified this the 12th day of July, 1988.