

NORTH CAROLINA GENERAL ASSEMBLY

LEGISLATIVE FISCAL NOTE

BILL NUMBER: HB 568

SHORT TITLE: Vehicle Damage Disclosure

SPONSOR(S): Representative Cocklereece

FISCAL IMPACT:            Expenditures:        Increase ( )        Decrease ( )  
 )  
                                  Revenues:            Increase ( )        Decrease ( )  
 )  
                                  No Impact (X)  
                                  No Estimate Available ( )

FUNDS AFFECTED:        General Fund ( )    Highway Fund ( )  
                                  Local Fund ( )        Other Fund ( )

**BILL SUMMARY:** "TO CLARIFY AND IMPROVE SANCTIONS FOR WILLFUL FAILURE TO DISCLOSE PRIOR DAMAGE TO A MOTOR VEHICLE." Amends G.S. 20-71.4 to provide that it is unlawful for a transferor to fail to disclose in writing the fact that he knows that a vehicle has been involved in a collision causing damage, the repairs of which exceed 25% of the vehicle's fair market value, or that the vehicle is a flood vehicle, a reconstructed vehicle or a salvage motor vehicle. Requires motor vehicle dealers, wholesalers, reconstructors and repair persons to keep detailed records of the amount and fair market value of the labor and materials requires to repair or reconstruct a vehicle. Violation of the act constitutes a Class 2 misdemeanor, and may result in civil penalties and a one year suspension of the violator's drivers license.

AMENDMENTS/COMMITTEE SUBSTITUTES-MAY 10, 1995-DAILY BULLETIN #61 Intro. 3/28/95. House action amends 1st edition. Deletes provision which would have made failure to disclose vehicle damage an unlawful use of a drivers license which could result in suspension of violator's drivers license.

EFFECTIVE DATE: October 1, 1995

PRINCIPAL DEPARTMENT(S)/PROGRAM(S) AFFECTED: Judicial Branch; Department of Correction

FISCAL IMPACT

FY 95-96    FY 96-97    FY 97-98    FY 98-99  
FY99-00

EXPENDITURES  
 NON-RECURRING

RECURRING NO FISCAL IMPACT

**ASSUMPTIONS AND METHODOLOGY:**

The Administrative Office of the Courts anticipates that relatively few new cases would result from the proposed legislation. Thus, no fiscal impact is anticipated for either the Judicial Branch or the Department of Correction at this time.

**SOURCES OF DATA:** Administrative Office of the Courts; North Carolina Sentencing and Policy Advisory Commission

**TECHNICAL CONSIDERATIONS:** None

**FISCAL RESEARCH DIVISION (733-4910)**

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**DATE:** June 26, 1995

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