

EHB 3085

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THE STATE SENATE
Wednesday, April 5, 2006

ENGROSSED

House Bill No. 3085

ENGROSSED HOUSE BILL NO. 3085 - By: CASE, TURNER and COVEY of the House and CRUTCHFIELD of the Senate.

An Act relating to motor vehicles; amending 47 O.S. 2001, Section 591.11, as amended by Section 29, Chapter 519, O.S.L. 2004 (47 O.S. Supp. 2005, Section 591.11), which relates to salvage pool or salvage disposal sales; requiring disclosure of certain information about motor vehicles being sold for insurance companies; requiring disclosure of certain information about buyers of salvage motor vehicles; and providing an effective date.

BE IT ENACTED BY THE PEOPLE OF THE STATE OF OKLAHOMA:

SECTION 1. AMENDATORY 47 O.S. 2001, Section 591.11, as amended by Section 29, Chapter 519, O.S.L. 2004 (47 O.S. Supp. 2005, Section 591.11), is amended to read as follows:

Section 591.11 A. Sales at a salvage pool or salvage disposal sale shall be opened only to:

- 1. A person possessing an automobile dismantler's license or rebuilder certificate issued by the Oklahoma Used Motor Vehicle and Parts Commission and who has a buyer's identification card;
- 2. A person from another state who has a buyer's identification card; or
- 3. A foreign buyer who has a buyer's identification card.

1 B. A buyer's identification card to bid or buy at salvage pools
2 or salvage disposal sales shall be issued by the Commission on a
3 form prescribed by it and shall include, but not be limited to, the
4 name, address, physical description and signature of the applicant;
5 and the name and address of the employer of the applicant. The
6 Commission may exact a fee not to exceed Ten Dollars (\$10.00) for
7 the issuance or renewal of a buyer's identification card for a
8 resident of this state and a fee not to exceed Two Hundred Ten
9 Dollars (\$210.00) for the issuance or renewal of a buyer's
10 identification card for an out-of-state buyer and a fee not to
11 exceed Four Hundred Dollars (\$400.00) for the issuance or renewal of
12 a buyer's identification card for foreign buyers. There shall be no
13 more than three (3) B.I.D. cards per business, as defined in the
14 Automotive Dismantlers and Parts Recycler Act. A buyer's
15 identification card fee shall be returnable only in the event that
16 the permit application is denied by the Commission as allowed
17 pursuant to the Automotive Dismantlers and Parts Recycler Act.

18 C. It shall be the duty of the owner, manager or person in
19 charge of any salvage pool or salvage disposal sale to prohibit the
20 bidding by any person who does not display the buyer's
21 identification card number for such person and, further, to refuse
22 to sell to any person any wrecked or repairable motor vehicle if
23 such person does not display a valid buyer's identification card.

1 D. A buyer's identification card issued to a person, firm or
2 corporation may be refused, canceled or revoked due to the refusal,
3 cancellation or revocation of their automotive dismantler's license
4 or rebuilder certificate issued by the Oklahoma Used Motor Vehicle
5 and Parts Commission. Any person whose buyer's identification card
6 is refused, canceled or revoked shall enjoy the same review and
7 appeal procedures provided in Section 591.10 of this title.

8 E. Any salvage pool or salvage disposal sale that is
9 facilitating in the sale of a motor vehicle for an insurance company
10 must provide on its web site the full seventeen-digit vehicle
11 identification number (VIN) and the name of the insurance company
12 that is selling the motor vehicle.

13 F. The salvage pool or salvage disposal sale shall show the
14 buyer's identification number of the winning bidder on any sale that
15 takes place on the Internet or by on-line bidding for all salvage
16 motor vehicles being sold for an insurance company.

17 SECTION 2. This act shall become effective November 1, 2006.

18 COMMITTEE REPORT BY: COMMITTEE ON BUSINESS AND LABOR, dated 4-3-06 -
19 DO PASS.