

1 STATE OF OKLAHOMA

2 2nd Session of the 51st Legislature (2008)

3 HOUSE BILL 3162

By: Blackwell

4
5
6 AS INTRODUCED

7 An Act relating to motor vehicles; amending 47 O.S.
8 2001, Section 591.11, as last amended by Section 1,
9 Chapter 56, O.S.L. 2007 (47 O.S. Supp. 2007, Section
10 591.11), which relates to salvage pools and salvage
11 sales; modifying transactions involving certain
12 vehicles subject to certain provisions; authorizing
13 sale of vehicles under certain circumstances; and
14 providing an effective date.

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

16 SECTION 1. AMENDATORY 47 O.S. 2001, Section 591.11, as
17 last amended by Section 1, Chapter 56, O.S.L. 2007 (47 O.S. Supp.
18 2007, Section 591.11), is amended to read as follows:

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

- 21 1. A person who is a resident of this state;
- 22 2. A company representative of a business that is based in this
23 state; or
- 24 3. A person who may legally purchase salvage vehicles in his or
her home state or country.

1 B. It shall be the duty of the owner, manager or person in
2 charge of any salvage pool or salvage disposal sale to prohibit the
3 bidding by any person who is not qualified to purchase salvage
4 vehicles as provided in subsection A of this section and, further,
5 to refuse to sell to any person any wrecked or repairable motor
6 vehicle if such person is not qualified to purchase salvage vehicles
7 as provided in subsection A of this section.

8 C. 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 D. 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 E. It shall be the duty of the owner, manager or person in
18 charge of any salvage pool or salvage disposal sale to remit
19 payments to the Oklahoma Used Motor Vehicle and Parts Commission.
20 Such payments shall be calculated by multiplying the total number of
21 salvage vehicle sales transactions during a certain period times Two
22 Dollars (\$2.00). The first payment shall not be calculated on any
23 sales transactions prior to November 1, 2007. The payments shall
24 not be made more often than one payment each month. The payments

1 shall be transmitted to the Oklahoma Used Motor Vehicle and Parts
2 Commission at any time during the thirty (30) days immediately
3 following the period for which the payment was calculated.

4 F. Every salvage pool shall keep a register of all sales of
5 salvage vehicles showing the make, model, year, style, vehicle
6 identification number, and names and addresses of the purchaser and
7 seller of the motor vehicle. Such registers shall be submitted to
8 the Oklahoma Used Motor Vehicle and Parts Commission on a regular
9 basis.

10 G. The provisions of subsections E and F of this section shall
11 not apply to a regularly scheduled vehicle consignment auction
12 conducted by a used motor vehicle dealer which sells salvage
13 vehicles, damaged vehicles, wrecked vehicles or repairable vehicles
14 for someone other than ~~an~~ a public insurance company. Such auction
15 may sell these vehicles as an incident to the sale of operable
16 vehicles, but shall not constitute a primary part of the business.

17 SECTION 2. This act shall become effective November 1, 2008.

18

19 51-2-9689 MAH 01/15/08

20

21

22

23

24