

The House Committee on Motor Vehicles offers the following substitute to SB 357:

A BILL TO BE ENTITLED
AN ACT

1 To amend Chapter 3 of Title 40 of the Official Code of Georgia Annotated, relating to motor
2 vehicle certificates of title, security interests, and liens, so as to change certain provisions
3 relating to definitions; to change certain provisions relating to salvaged or rebuilt motor
4 vehicles, inspections, fees, exemption of motorcycles, and glider kits; to amend Code Section
5 43-47-2 of the Official Code of Georgia Annotated, relating to definitions relative to the
6 "Used Motor Vehicle Dealers' and Used Motor Vehicle Parts Dealers' Registration Act," so
7 as to redefine the term "rebuilder"; to repeal conflicting laws; and for other purposes.

8 BE IT ENACTED BY THE GENERAL ASSEMBLY OF GEORGIA:

9 **SECTION 1.**

10 Chapter 3 of Title 40 of the Official Code of Georgia Annotated, relating to motor vehicle
11 certificates of title, security interests, and liens, is amended by repealing and reserving
12 subparagraph (D) of paragraph (9) of Code Section 40-3-2, relating to definitions, as follows:

13 "(D) ~~Top, with the exception of soft tops~~ Reserved."

14 **SECTION 2.**

15 Said chapter is further amended in Code Section 40-3-37, relating to salvaged or rebuilt
16 motor vehicles, inspections, fees, exemption of motorcycles, and glider kits, by striking
17 paragraph (1) of subsection (b) and inserting in lieu thereof the following:

18 "(b)(1) Upon receipt of an application for a certificate of title on a salvaged or rebuilt
19 motor vehicle, the commissioner shall promptly conduct an initial inspection on each
20 such motor vehicle prior to the issuance of a certificate of title for the motor vehicle.

21 Upon receipt of an application for a certificate of title on a recovered stolen motor vehicle
22 which has been stripped of:

- 23 (A) Substantially all its interior parts;
- 24 (B) Engine;
- 25 (C) Transmission;

1 (D) All doors;
 2 (E) Complete soft top assembly including roof mechanism;
 3 (F) Front clip assembly (fenders, hood, and bumper); or
 4 (G) Cab and bed of a pick-up truck,
 5 the commissioner shall promptly conduct an initial inspection on each such motor vehicle
 6 prior to the issuance of a certificate of title for the motor vehicle. The initial inspection
 7 shall include, but shall not be limited to, verification of the vehicle identification number,
 8 verification of the bills of sale or title for the major components, verification in regard to
 9 rebuilt vehicles that the word 'rebuilt' is permanently affixed as required by subsection
 10 (d) of this Code section, verification that the vehicle was rebuilt in the State of Georgia,
 11 and, if the vehicle has been repaired, verification that the motor vehicle conforms to all
 12 safety equipment standards required by law. The commissioner shall be authorized to
 13 charge a fee of ~~\$50.00~~ \$100.00 for each initial inspection of each motor vehicle
 14 inspected. In the event a third or subsequent reinspection is required for any one motor
 15 vehicle under this Code section, the commissioner shall be authorized to charge a fee of
 16 ~~\$50.00~~ \$100.00 for the third and each subsequent reinspection. The commissioner may
 17 conduct any such initial inspection and any required reinspections even though the motor
 18 vehicle may have been previously inspected under this Code section."

19 **SECTION 3.**

20 Code Section 43-47-2 of the Official Code of Georgia Annotated, relating to definitions
 21 relative to the "Used Motor Vehicle Dealers' and Used Motor Vehicle Parts Dealers'
 22 Registration Act," is amended by striking paragraph (11) and inserting in lieu thereof the
 23 following:

24 "(11) 'Rebuilder' means any person, partnership, limited liability company, firm, or
 25 corporation engaged in the business of buying ~~more than three~~ used, salvage, or wrecked
 26 motor vehicles ~~per year~~ for the purpose of restoring or rebuilding them with used or new
 27 motor vehicle parts, or both, to be sold as motor vehicles. Such term does not include any
 28 person who restores or rebuilds such motor vehicles for his or her personal use only."

29 **SECTION 4.**

30 All laws and parts of laws in conflict with this Act are repealed.