

House Bill 518

By: Representative Powell of the 29<sup>th</sup>

A BILL TO BE ENTITLED  
AN ACT

1 To amend Code Section 40-3-37 of the Official Code of Georgia Annotated, relating to  
2 salvage or rebuilt motor vehicles, so as to provide for qualifications and procedures for  
3 registered inspectors; to provide for related matters; to provide for an effective date; to repeal  
4 conflicting laws; and for other purposes.

5 BE IT ENACTED BY THE GENERAL ASSEMBLY OF GEORGIA:

6 **SECTION 1.**

7 Title 40 of the Official Code of Georgia Annotated, relating to motor vehicles and traffic, is  
8 amended by revising subsection (e) of Code Section 40-3-37, relating to salvaged or rebuilt  
9 motor vehicles, as follows:

10 "(e)(1) Any person, firm, or corporation who that rebuilds or repairs a motor vehicle  
11 whose current certificate of title is marked 'salvage' shall make application for and obtain  
12 a certificate of title as provided in this Code section prior to the sale or transfer of said  
13 motor vehicle. If, under the laws of any other state, a vehicle has been declared to be  
14 nonrebuildable, the commissioner shall not issue any certificate of title for such vehicle  
15 and the vehicle shall not be used for any purpose except parts.

16 (2) In addition to any other requirements the commissioner may establish by regulation,  
17 any person, firm, or corporation authorized by the commissioner to inspect salvage  
18 vehicles shall:

19 (A) Be at least 18 years of age;

20 (B) Participate in continuing education in the field as prescribed by rules promulgated  
21 by the commissioner;

22 (C) Verify that the vehicle meets the safety requirements established under Chapter 8  
23 of this title before passing an inspection;

24 (D) Have and maintain an active I-CAR Platinum Individual designation;

25 (E) Be registered by the commissioner prior to conducting any salvage or assembled  
26 vehicle inspections;

- 27 (F) Have and maintain an individual surety bond for \$50,000.00;  
28 (G) Be a United States citizen or otherwise lawfully allowed to work in the United  
29 States; and  
30 (H) Have and maintain a personal liability insurance policy of \$1 million in the  
31 aggregate and \$100,000.00 per occurrence, unless such inspector is a full-time  
32 employee of a registered inspection station.
- 33 (3) Upon notification from the commissioner that the registrant has been accepted, such  
34 registrant may conduct salvage or assembled vehicle inspections in the State of Georgia  
35 pursuant to this Code section and Code Sections 40-3-3 and 40-3-30.1. An inspector  
36 registration shall be valid from January 1 through December 31 in the year in which the  
37 registration was approved by the commissioner.
- 38 (4) Registered inspectors shall retain an activity log of the name, address, vehicle  
39 identification number, make, model, and year of all vehicles inspected. Such activity log  
40 shall be kept for three calendar years at the location where the inspection takes place, and  
41 upon request such log shall be made available to the commissioner within three days from  
42 the date of such request.
- 43 (5) All inspections shall be performed by a registered inspector who is not the builder,  
44 rebuilder, or owner of the vehicle being inspected. If a registered inspector is an  
45 employee of a business and is conducting inspections, then the business shall have  
46 entered into a contract with the commissioner to perform salvage or assembled vehicle  
47 inspections before conducting such inspections.
- 48 (6) Upon completion of an inspection of a salvage vehicle, the registered inspector shall  
49 provide to the individual requesting the inspection:
- 50 (A) A Salvage Motor Vehicle Inspection Report Form T-172; and  
51 (B) A copy of the inspector's registration.
- 52 Upon receipt and approval of an application for a rebuilt certificate of title, the  
53 commissioner shall issue a title with 'REBUILT' as the legend on the title, including the  
54 name of the rebuilder.
- 55 (7) Upon completion of an inspection of an assembled vehicle, the registered inspector  
56 shall provide to the individual requesting the inspection:
- 57 (A) An Assembled Motor Vehicle Inspection Report Form T-172(A); and  
58 (B) A copy of the inspector's registration.
- 59 Upon receipt and approval of an application for an assembled certificate of title, the  
60 commissioner shall issue a title with 'ASSEMBLED' as the legend on the title.
- 61 (8) Fees charged for inspection by a business or individual shall not exceed:
- 62 (A) Fifty dollars per vehicle for the inspection; and  
63 (B) Fifty dollars per vehicle as a fee for the registered inspection station.

64 (9) The commissioner shall maintain a static website providing the name of all persons  
65 who are registered and have contracted with the commissioner to perform salvage or  
66 assembled inspections and the street address where such registered individuals perform  
67 inspections.

68 (10) The commissioner may revoke or suspend the registration and terminate the contract  
69 of an inspector or suspend the registration of an inspection station without cause and with  
70 notice. The commissioner shall notify the inspector or location owner, in writing, at the  
71 address listed on the application."

72 **SECTION 2.**

73 This Act shall become effective on July 1, 2011.

74 **SECTION 3.**

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