
By: Delegates Fulton, Branch, and C. Mitchell
Introduced and read first time: January 26, 1996
Assigned to: Commerce and Government Matters

A BILL ENTITLED

1 AN ACT concerning

2 **Vehicle Laws - Sale of a Damaged Vehicle - Notation on Certificate of Title**

3 FOR the purpose of requiring a dealer selling, transferring, or disposing of a vehicle that
4 has been damaged in a certain manner and requiring at least \$1,000 in repairs to
5 attach to the certificate of title a signed statement conveying this information to the
6 Motor Vehicle Administration; requiring the Administration to place a notation
7 appropriate to convey this information to the new owner of the vehicle on a new
8 certificate of title it issues; and generally relating to the sale of damaged vehicles.

9 BY repealing and reenacting, without amendments,
10 Article - Transportation
11 Section 13-113(e)(1)
12 Annotated Code of Maryland
13 (1992 Replacement Volume and 1995 Supplement)

14 BY repealing and reenacting, with amendments,
15 Article - Transportation
16 Section 13-113(e)(2)
17 Annotated Code of Maryland
18 (1992 Replacement Volume and 1995 Supplement)

19 SECTION 1. BE IT ENACTED BY THE GENERAL ASSEMBLY OF
20 MARYLAND, That the Laws of Maryland read as follows:

21 **Article - Transportation**

22 13-113.

23 (e) (1) If a licensed dealer holds a vehicle for sale and transfers the vehicle to
24 someone other than another licensed dealer who holds the vehicle for sale, the dealer
25 shall:

26 (i) Execute an assignment and warranty of title to the transferee in
27 the manner and on the form that the Administration requires; and

28 (ii) Comply with the provisions specified in this subsection.

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1 (2) (I) If the vehicle is a Class A (passenger) vehicle, Class D
2 (motorcycle) vehicle, Class G (trailer) travel trailer or camping trailer, or Class M
3 (multipurpose) vehicle and is to be registered and titled in this State, the transferring
4 dealer shall:

5 [(i)] 1. Obtain from the transferee a completed application and
6 collect all taxes and fees required for titling the vehicle; and

7 [(ii)] 2. Subject to SUBPARAGRAPH (II) OF THIS PARAGRAPH AND
8 § 15-114 of this article, within 20 days of the date of delivery of the vehicle, send them,
9 together with every other document required by § 13-104 of this subtitle, to the
10 Administration.

11 (II) 1. A LICENSED DEALER MAY NOT KNOWINGLY SELL,
12 TRANSFER, OR OTHERWISE DISPOSE OF A VEHICLE THAT HAS BEEN DAMAGED BY
13 COLLISION, FIRE, FLOOD, ACCIDENT, TRESPASS, OR OTHER OCCURRENCE TO THE
14 EXTENT THAT THE COST TO REPAIR THE VEHICLE FOR LEGAL OPERATION ON A
15 HIGHWAY EXCEEDS \$1,000 UNLESS THE DEALER ATTACHES TO THE CERTIFICATE OF
16 TITLE A SIGNED STATEMENT APPROPRIATE TO CONVEY THIS INFORMATION TO THE
17 ADMINISTRATION.

18 2. ON RECEIPT OF A CERTIFICATE OF TITLE TO WHICH IS
19 ATTACHED THE INFORMATION REQUIRED BY THIS SUBPARAGRAPH, THE
20 ADMINISTRATION SHALL PLACE ON THE NEW CERTIFICATE OF TITLE IT ISSUES A
21 NOTATION APPROPRIATE TO CONVEY THIS INFORMATION TO THE NEW OWNER OF
22 THE VEHICLE.

23 SECTION 2. AND BE IT FURTHER ENACTED, That this Act shall take effect
24 October 1, 1996.