

By: Representative Moak

To: Transportation

HOUSE BILL NO. 161

1 AN ACT TO REQUIRE SELLERS TO NOTIFY BUYERS IF A MOTOR VEHICLE  
2 HAS BEEN SALVAGED OR DISMANTLED; TO PROVIDE PENALTIES FOR  
3 VIOLATIONS OF THIS ACT; AND FOR RELATED PURPOSES.

4 BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF MISSISSIPPI:

5 **SECTION 1.** (1) The seller of a salvaged or rebuilt motor  
6 vehicle, a previously salvaged or rebuilt unbranded title motor  
7 vehicle or a factory buy back motor vehicle shall notify the buyer  
8 of any such motor vehicle that the motor vehicle is salvaged or  
9 rebuilt, previously salvaged or rebuilt unbranded title motor  
10 vehicle or a factory buy back motor vehicle. The seller shall  
11 deliver written documentation of this fact to the buyer at the  
12 time of sale.

13 (2) Any person who violates this act, upon conviction, shall  
14 be punished as follows:

15 (a) For a first offense by a fine of Five Hundred  
16 Dollars (\$500.00) per occurrence; and

17 (b) For a second or subsequent offense committed within  
18 three (3) years of a previous offense by a fine of One Thousand  
19 Dollars (\$1,000.00) and by imprisonment for not more than six (6)  
20 months and by the revocation of the dealer's license for one (1)  
21 year.

22 (3) The State Tax Commission shall investigate and prosecute  
23 violations of this section. All law enforcement agencies shall  
24 assist the State Tax Commission in carrying out its duties under  
25 this section.

26 **SECTION 2.** This act shall take effect and be in force from  
27 and after July 1, 2004.