

By: Senator(s) White

To: Finance

SENATE BILL NO. 2071

1 AN ACT TO PROVIDE THAT SALES OF MOTOR VEHICLES AT A SALVAGE
2 POOL, SALVAGE DISPOSAL SALE OR THROUGH AN INSURANCE COMPANY SHALL
3 BE OPEN ONLY TO PERSONS POSSESSING A VALID MISSISSIPPI BUYER'S
4 IDENTIFICATION CARD; TO PROVIDE THAT BUYER'S IDENTIFICATION CARDS
5 TO BID OR BUY MOTOR VEHICLES AT SALVAGE POOLS, SALVAGE DISPOSAL
6 SALES OR THROUGH INSURANCE COMPANIES, SHALL BE AVAILABLE TO USED
7 MOTOR VEHICLE DEALERS OR AUTOMOBILE DISMANTLERS WHO POSSESSES A
8 MOTOR VEHICLE DEALER TAG PERMIT ISSUED UNDER THE MOTOR VEHICLE
9 DEALER TAG PERMIT LAW AND THE EMPLOYEES OF SUCH BUSINESSES; TO
10 PROVIDE THAT BUYER'S IDENTIFICATION CARDS SHALL BE ISSUED BY THE
11 STATE TAX COMMISSION; TO PROVIDE THE FORM OF SUCH CARDS AND THE
12 FEE CHARGED BY THE STATE TAX COMMISSION FOR THE ISSUANCE OF SUCH
13 CARDS; TO MAKE IT THE DUTY OF THE OWNER, MANAGER OR PERSON IN
14 CHARGE OF ANY SALVAGE POOL OR SALVAGE DISPOSAL SALE, TO PROHIBIT
15 BIDDING BY ANY PERSON WHO DOES NOT DISPLAY A BUYER'S
16 IDENTIFICATION CARD, TO REFUSE TO SELL TO ANY PERSON ANY WRECKED
17 OR REPAIRABLE MOTOR VEHICLE IF THE PERSON DOES NOT DISPLAY A VALID
18 BUYER'S IDENTIFICATION CARD, AND TO PROHIBIT ANY PERSON WITHOUT A
19 VALID BUYER'S IDENTIFICATION CARD TO BE PRESENT AT THE BIDDING
20 SITE DURING A SALE; TO REQUIRE THE OWNER, MANAGER OR PERSON IN
21 CHARGE OF A SALVAGE POOL OR SALVAGE DISPOSAL SALE TO KEEP A
22 REGISTER OF ALL SALES OF MOTOR VEHICLES FOR THREE YEARS FROM THE
23 DATE OF SALE; AND FOR RELATED PURPOSES.

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

25 **SECTION 1.** (1) Sales of motor vehicles at a salvage pool,
26 salvage disposal sale or through an insurance company shall be
27 open only to persons possessing a valid Mississippi buyer's
28 identification card to buy such motor vehicles as provided in this
29 section.

30 (2) (a) Buyer's identification cards to bid or buy motor
31 vehicles at salvage pools, salvage disposal sales or through
32 insurance companies, shall be available to:

33 (i) Any used motor vehicle dealer or automobile
34 dismantler who possesses a motor vehicle dealer tag permit issued
35 under the Motor Vehicle Dealer Tag Permit Law; and

36 (ii) Employees of used motor vehicle dealers and
37 automobile dismantlers who possess a motor vehicle dealer tag

38 permit issued under the Motor Vehicle Dealer Tag Permit Law and
39 who are designated by such dealer or dismantler.

40 (b) Buyer's identification cards shall be issued by the
41 State Tax Commission on a form prescribed by the State Tax
42 Commission and shall contain the name, address, driver's license
43 number, the permit number of the used motor vehicle dealer or
44 automobile dismantler, physical description of the applicant,
45 signature of the applicant, the name and address of the employer
46 of the applicant and such other information as the State Tax
47 Commission may require.

48 (c) The fee charged by the State Tax Commission for a
49 buyer's identification card shall be Twenty-five Dollars (\$25.00)
50 for residents of Mississippi, and Two Hundred Dollars (\$200.00)
51 for out-of-state residents.

52 (d) Buyer's identification card shall be renewed
53 annually for the fee prescribed in paragraph (a) of this
54 subsection.

55 (3) It shall be the duty of the owner, manager or person of
56 any salvage pool or salvage disposal sale, to:

57 (a) Prohibit bidding by any person who does not display
58 a buyer's identification card;

59 (b) Refuse to sell to any person any wrecked or
60 repairable motor vehicle if the person does not display a valid
61 buyer's identification card; and

62 (c) Prohibit any person without a valid buyer's
63 identification card to be present at the bidding site during a
64 sale; however, the holder of a buyer's identification card may be
65 accompanied by a mechanic or other technical expert of his choice.

66 (4) (a) The owner, manager or person in charge of a salvage
67 pool or salvage disposal sale shall keep a register of all sales
68 of motor vehicles for three (3) years from the date of sale,
69 showing the make, model, year, body style, vehicle identification
70 number, odometer reading and the name and address of the seller

71 and buyer. In addition, the sale transaction register shall
72 contain the buyer's identification number of the buyer of the
73 vehicle.

74 (b) The register shall be made available for inspection
75 by law enforcement officers and agents of the State Tax Commission
76 at the salvage pool or salvage disposal sale business location
77 during regular business hours.

78 **SECTION 2.** This act shall take effect and be in force from
79 and after July 1, 2005.