

REFERENCE TITLE: **restored salvage vehicle titles; inspections**

State of Arizona  
Senate  
Fifty-sixth Legislature  
First Regular Session  
2023

# **SB 1198**

Introduced by  
Senator Kaiser

**AN ACT**

**AMENDING SECTION 28-2095, ARIZONA REVISED STATUTES; RELATING TO SALVAGE  
CERTIFICATES OF TITLE.**

(TEXT OF BILL BEGINS ON NEXT PAGE)

1 Be it enacted by the Legislature of the State of Arizona:

2 Section 1. Section 28-2095, Arizona Revised Statutes, is amended to  
3 read:

4 28-2095. Restored salvage certificate of title; inspections;  
5 definitions

6 A. If a salvage vehicle as defined in section 28-2091 is rebuilt or  
7 restored to operation, the owner of the motor vehicle shall not transfer  
8 the motor vehicle until a restored salvage certificate of title has been  
9 issued pursuant to this section.

10 B. On application for a restored salvage certificate of title, the  
11 department shall conduct a level two or level three inspection of the  
12 vehicle that is the subject of the application to determine its proper  
13 identity pursuant to section 28-2011. The inspection may include a review  
14 of bills of sale and invoices for component parts used in the  
15 reconstruction process. If the department is unable to conduct a level  
16 three inspection for a restored salvage certificate of title within twenty  
17 days after a request is made, the department shall conduct an inspection  
18 of the vehicle within forty-eight hours after the ~~twenty-day~~ TWENTY-DAY  
19 period. IF AN APPLICANT DEMONSTRATES TO THE DEPARTMENT'S SATISFACTION  
20 THAT IT IS NOT PRACTICAL FOR A LEVEL THREE INSPECTION DESCRIBED BY THIS  
21 SUBSECTION TO BE CONDUCTED BY THE DEPARTMENT, THE DEPARTMENT MAY AUTHORIZE  
22 ANY OF THE FOLLOWING PERSONS TO CONDUCT THE INSPECTION:

23 1. AN OFFICER OR EMPLOYEE OF THE DEPARTMENT OF PUBLIC SAFETY.

24 2. AN OWNER, OPERATOR OR EMPLOYEE OF A MOTOR VEHICLE INSPECTION  
25 STATION THAT IS LICENSED BY THE DEPARTMENT OR THAT IS LICENSED OR  
26 AUTHORIZED BY ANOTHER STATE, THE DISTRICT OF COLUMBIA OR CANADA TO PERFORM  
27 SAFETY OR EMISSIONS INSPECTIONS.

28 3. A NEW MOTOR VEHICLE DEALER OR USED MOTOR VEHICLE DEALER AS  
29 DEFINED IN SECTION 28-4301 THAT IS LICENSED OR AUTHORIZED BY THE  
30 DEPARTMENT OR BY ANOTHER STATE, THE DISTRICT OF COLUMBIA OR CANADA.

31 4. A PERSON THAT THE DEPARTMENT EXPRESSLY AUTHORIZES IN WRITING TO  
32 PERFORM THE INSPECTION.

33 C. The seller or agent of a seller of a salvage vehicle as defined  
34 in section 28-2091 shall inform the purchaser of a salvage vehicle that  
35 ownership documentation for certain replacement parts used in the repair  
36 of the salvage vehicle is required in connection with the inspection  
37 prescribed by this section.

38 D. A person who possesses a salvage vehicle as defined in section  
39 28-2091 and who submits it for inspection as prescribed by this section  
40 shall submit to the department paperwork that is satisfactory to the  
41 director. Satisfactory paperwork may include copies of invoices,  
42 notarized bills of sale or other acceptable proof of ownership for  
43 component parts.

1 E. If proper ownership documentation for a component part is not  
2 submitted as required by this section, the department may seize the  
3 component part.

4 F. If the department finds a stolen component part in a vehicle  
5 while conducting an inspection provided for under this section, the  
6 department shall seize the component part pursuant to section 28-4594.

7 G. The department shall deposit, pursuant to sections 35-146 and  
8 35-147, any proceeds resulting from the seizure and forfeiture of a  
9 component part pursuant to subsection E or F of this section in the  
10 vehicle inspection and certificate of title enforcement fund established  
11 by section 28-2012.

12 H. Any person who sells a vehicle for which a restored salvage  
13 certificate of title has been issued and who knows a restored salvage  
14 certificate of title has been issued for the vehicle shall clearly and  
15 conspicuously disclose in writing or by electronic means to the buyer  
16 before completion of the sale that the vehicle is a restored salvage  
17 vehicle and has a restored salvage certificate of title.

18 I. For the purposes of this section:

19 1. For passenger vehicles, "component parts" includes the cowl or  
20 firewall, front end assembly, rear clip, including the roof panel, the  
21 roof panel if installed separately and the frame or any portion of the  
22 frame, or in the case of a unitized body, the supporting structure that  
23 serves as the frame, each door, the hood, each fender or quarter panel,  
24 the deck lid or hatchback, each bumper, transmissions or transaxles and an  
25 engine or motor. For the purposes of this paragraph:

26 (a) "Front end assembly" includes the hood, fenders, bumper,  
27 radiator and supporting members for these items. For vehicles with a  
28 unitized body, the front end assembly also includes the frame support  
29 members.

30 (b) "Rear clip" includes the roof, quarter panels, trunk lid, floor  
31 pan, rear bumper and support members for these items.

32 2. For trucks or truck-type or bus-type vehicles, "component parts"  
33 includes the cab, the frame or any portion of the frame, and in the case  
34 of a unitized body, the supporting structure that serves as a frame, the  
35 cargo compartment floor panel, the passenger compartment floor pan, the  
36 roof panel, transmissions or transaxles, engines or motors, each door, the  
37 hood, each fender or quarter panel, each bumper, the tailgate and all  
38 component parts that are included in paragraph 1 of this subsection and  
39 that are not listed in this paragraph if the part is replaced.

40 3. For motorcycles, "component parts" includes the engine or motor,  
41 transmission or transaxle, frame, front fork, crankcase and fairing and  
42 any other body molding.

43 4. "Restored salvage vehicle" means a vehicle that has been  
44 restored and for which a salvage certificate of title or a dismantle  
45 certificate of title has been issued.