

THE GENERAL ASSEMBLY OF PENNSYLVANIA

HOUSE BILL

No. 2240 Session of 2022

INTRODUCED BY ROWE, BERNSTINE, GLEIM, HERSHEY, KEEFER, LEWIS, MAJOR, MILLARD, MUSTELLO AND SMITH, JANUARY 11, 2022

AS REPORTED FROM COMMITTEE ON TRANSPORTATION, HOUSE OF REPRESENTATIVES, AS AMENDED, JUNE 8, 2022

AN ACT

1 Amending Title 75 (Vehicles) of the Pennsylvania Consolidated
2 Statutes, in certificate of title and security interests,
3 further providing for certificate of salvage required, for
4 transfer to vehicle salvage dealer and for transfer to scrap
5 metal processor.

6 The General Assembly of the Commonwealth of Pennsylvania
7 hereby enacts as follows:

8 Section 1. Section 1161(b), 1162(b) and 1163(a) and (c) of
9 Title 75 of the Pennsylvania Consolidated Statutes are amended
10 to read:

11 § 1161. Certificate of salvage required.

12 * * *

13 (b) Application for certificate of salvage.--An owner who
14 transfers a vehicle to be destroyed or dismantled, salvaged or
15 recycled shall assign the certificate of title to the person to
16 whom the vehicle is transferred. Except as provided in section
17 1163, the transferee shall [immediately] within ~~30~~ FIVE BUSINESS <--
18 days present the assigned certificate of title to the department
19 or an authorized agent of the department with an application for

1 a certificate of salvage upon a form furnished and prescribed by
2 the department. An insurer as defined in section 1702 to which
3 title to a vehicle is assigned upon payment to the insured or
4 claimant of the replacement value of a vehicle shall be regarded
5 as a transferee under this subsection, and an assignment of
6 title to an insurer under this subsection is exempt from the
7 requirements of notarization and verification in section 1111(a)
8 (relating to transfer of ownership of vehicle). If an owner
9 retains possession of a vehicle which is damaged to the extent
10 that it qualifies for vehicle replacement payment, the owner
11 shall apply for a certificate of salvage [immediately] within 30 <--
12 FIVE BUSINESS days. In this case, an insurer shall not pay <--
13 vehicle replacement value until the owner produces evidence to
14 the insurer that the certificate of salvage has been issued. A
15 self-insurer as defined in section 1702 shall apply for a
16 certificate of salvage when a vehicle is damaged to the extent
17 that the cost of repairs would exceed the replacement value of
18 the vehicle as certified by a licensed motor vehicle physical
19 damage appraiser.

20 * * *

21 § 1162. Transfer to vehicle salvage dealer.

22 * * *

23 (b) Certificate of title.--Upon transfer of a certificate of
24 title to a salvage vehicle dealer, the salvage vehicle dealer
25 shall [immediately] within 30 FIVE BUSINESS days send to the <--
26 department or an authorized agent of the department either of
27 the following:

28 (1) The assigned certificate of title attached to a form
29 prescribed by the department indicating that the vehicle is
30 to be designated as a nonrepairable vehicle. A copy of the

1 form shall be retained for record in accordance with section
2 6308(d) (relating to investigation by police officers). The
3 vehicle shall not be rebuilt, retitled or issued a
4 certificate of any kind.

5 (2) The assigned certificate of title with an
6 application for a certificate of salvage upon a form
7 prescribed by the department. The certificate of salvage,
8 when issued to the vehicle salvage dealer, shall have the
9 same effect as provided in section 1161(c) (relating to
10 certificate of salvage required).

11 * * *

12 § 1163. Transfer to scrap metal processor.

13 (a) Flattened vehicles.--When a vehicle has been flattened,
14 crushed or processed to the extent that it is no longer
15 identifiable as a vehicle, its certificate of title, certificate
16 of salvage or nonrepairable certificate shall be attached to a
17 form prescribed by the department and [immediately] within 30 <--
18 FIVE BUSINESS days sent to the department. The form shall <--
19 include such information as the department shall require. A copy
20 of the form shall be retained for record in accordance with
21 section 6308(d) (relating to investigation by police officers).
22 The vehicle scrap material shall no longer be considered a
23 vehicle and shall not be reconstructed, retitled or issued a
24 certificate of any kind.

25 * * *

26 (c) Certificate of title.--Upon transfer of a certificate of
27 title to a scrap metal processor, the scrap metal processor
28 shall [immediately] within 30 FIVE BUSINESS days send to the <--
29 department or an authorized agent of the department the assigned
30 certificate of title attached to a form prescribed by the

1 department indicating that the vehicle is to be designated as a
2 nonrepairable vehicle. A copy of the form shall be retained for
3 record in accordance with section 6308(d). The vehicle shall not
4 be rebuilt, retitled or issued a certificate of any kind.

5 * * *

6 Section 2. This act shall take effect in 60 days.