

FEB 25 1997  
TRANSPORTATION

HOUSE FILE 352  
BY CHIODO

Passed House, Date \_\_\_\_\_ Passed Senate, Date \_\_\_\_\_  
Vote: Ayes \_\_\_\_\_ Nays \_\_\_\_\_ Vote: Ayes \_\_\_\_\_ Nays \_\_\_\_\_  
Approved \_\_\_\_\_

A BILL FOR

1 An Act relating to motor vehicle damage disclosure statements.

2 BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF IOWA:

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HF 352

1 Section 1. Section 321.69, subsection 2, Code 1997, is  
 2 amended to read as follows:

3 2. The damage disclosure statement required by this  
 4 section shall, at a minimum, state the total retail dollar  
 5 amount of all damage to the vehicle during the period of the  
 6 transferor's ownership of the vehicle and whether the  
 7 transferor knows if the vehicle was titled as a salvage or  
 8 flood vehicle in this or any other state prior to the  
 9 transferor's ownership of the vehicle. For the purposes of  
 10 this section, "damage" refers to damage to which affected the  
 11 mechanical operation of the vehicle which was caused by fire,  
 12 vandalism, collision, weather, falling objects, submersion in  
 13 water, or flood, where the cost of repair is three thousand  
 14 dollars or more per incident, ~~but does.~~ "Damage" does not  
 15 include normal wear and tear, glass damage, or mechanical  
 16 repairs or electrical repairs that have not been caused by  
 17 fire, vandalism, collision, weather, falling objects,  
 18 submersion in water, or flood. "Damage" does not include the  
 19 cost of repairing, replacing, or reinstalling an inflatable  
 20 restraint system. A determination of the amount of damage to  
 21 a vehicle shall be based on estimates of the retail cost of  
 22 repairing the vehicle, including labor, parts, and other  
 23 materials, if the vehicle has not been repaired or on the  
 24 actual retail cost of repair, including labor, parts, and  
 25 other materials, if the vehicle has been repaired. Only  
 26 individual incidents in which the retail cost of repairs is  
 27 three thousand dollars or more are required to be disclosed by  
 28 this section. If the vehicle has incurred damage of three  
 29 thousand dollars or more per incident in more than one  
 30 incident, the damage amounts must be combined and disclosed as  
 31 the total of all separate incidents.

32 EXPLANATION

33 This bill provides that motor vehicle damage disclosure  
 34 statements are required only when the damage to the motor  
 35 vehicle affected the mechanical functioning of the motor

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