



South Carolina Department of Motor Vehicles

WEB MEMBER SERVICES APPLICATION FOR ONLINE ACCESS THROUGH THE SCDMV WEBSITE FOR DEMOLISHERS AND SECONDARY METALS RECYCLERS

TI-014B
(Est. 9/14)

Demolisher or Secondary Metals Recycler Responsibilities

Please retain this sheet for your records

SC Code of Laws 56-2-5670 Subsection (E) prescribes the conditions under which a vehicle for which there is no title, magistrate bill of sale or sheriff's disposal certificate can be wrecked, demolished, dismantled or otherwise disposed of.

For the vehicles covered under this Subsection, the demolisher or secondary metals recycler must contact the South Carolina Department of Motor Vehicles' Stolen Vehicle Inquiry system prior to completing the transaction. The demolisher must follow all the steps detailed in this law before the vehicle can be wrecked, demolished, dismantled or otherwise disposed of.

Section 56-5-5670(E)

- (1) A person or entity may dispose of a vehicle to a demolisher or secondary metals recycler without a title certificate, magistrate's order of sale or sheriff's disposal authority certificate if:
 - (a) the vehicle is abandoned upon the person or entity's property or into the person or entity's possession, or if the person or entity is the owner of the vehicle and the vehicle's title certificate is faulty, lost or destroyed; and
 - (b) the vehicle:
 - (i) is lawfully in the person or entity's possession;
 - (ii) is twelve model years old or older;
 - (iii) does not have a valid registration plate affixed; and
 - (iv) has no engine or is otherwise totally inoperable
- (2) The person or entity shall complete and sign a form affirming that the vehicle complies with the requirements of subsection (E)(1). The demolisher or secondary metals recycler shall maintain the original form affidavit in the transaction records as required by this section.
- (3) The Department of Motor Vehicles shall develop a form affidavit for purposes of this subsection and shall make the form affidavit available for distribution to the demolishers and secondary metals recyclers.
- (4) Prior to completion of the transaction, the demolisher or secondary metals recycler **shall verify with the Department of Motor Vehicles whether the vehicle has been reported stolen.** The Department of Motor Vehicles shall develop an electronic system for demolishers and secondary metals recyclers to use to verify at the time of a transaction whether a vehicle has been reported stolen. The Department of Motor Vehicles shall not charge a demolisher or secondary metals recycler a fee for verifying whether a vehicle has been reported stolen. If the Department of Motor Vehicles indicates to the demolisher or secondary metals recycler that the vehicle has been reported stolen, the demolisher or secondary metals recycler shall not complete the transaction and shall notify the appropriate law enforcement agency. The demolisher or secondary metals recycler is under no obligation to apprehend the person attempting to sell the vehicle. **If the Department of Motor Vehicles indicates to the demolisher or secondary metals recycler that the vehicle has not been reported stolen, the demolisher or secondary metals recycler may proceed with the transaction.** In such case, the demolisher or secondary metals recycler is not criminally or civilly liable if the vehicle later turns out to be a stolen vehicle, unless the demolisher or secondary metals recycler had some other knowledge that the vehicle was a stolen vehicle.
- (5) **The demolisher or secondary metals recycler shall report the vehicle to the National Motor Vehicle Title Information System in compliance with federal laws and regulations at the time of the transaction or no later than the end of the day of the transaction.** A demolisher or secondary metals recycler who reports vehicles to the National Motor Vehicle Title Information System through a third party consolidator and complies with the requirements of this item if the demolisher or secondary metals recycler reports the vehicle to the third party consolidator so that the third party consolidator is able to transmit the vehicle information to the National Motor Vehicle Title Information System in compliance with federal laws and regulations no later than the end of the day of the transaction.
- (6) A demolisher or secondary metals recycler who purchases or otherwise acquires a vehicle with a form affidavit pursuant to this subsection shall not wreck, dismantle, demolish, or otherwise dispose of the vehicle **until at least three business days after the transaction has taken place.**

Note: "at least 3 business days" means that if the transaction is initiated on day one, no action to dispose of the vehicle can be taken until day four. Day one does not count as the first business day. For example, if the transaction is initiated on a Monday, the vehicle cannot be disposed of until Thursday.