

1 AN ACT relating to motor vehicles.

2 *Be it enacted by the General Assembly of the Commonwealth of Kentucky:*

3 ➔SECTION 1. A NEW SECTION OF KRS CHAPTER 186A IS CREATED TO
4 READ AS FOLLOWS:

5 *(1) As used in this section:*

6 *(a) "ASE certified mechanic" means a mechanic certified by the National*
7 *Institute for Automotive Service Excellence;*

8 *(b) "Inoperable" means any vehicle where the engine, transmission, wheels, or*
9 *other parts have been removed, or on which the engine, wheels,*
10 *transmission, or other parts have been altered or damaged so that the*
11 *vehicle is incapable of being driven under its own power, but shall not*
12 *include any vehicle rendered temporarily incapable of being driven under*
13 *its own power in order to perform ordinary service or repair operations; and*

14 *(c) "Unsafe to drive" means any vehicle which has not been wrecked,*
15 *destroyed, or damaged, but is not in a condition to safely operate upon the*
16 *highways of the Commonwealth due to mechanical defect or other unsafe*
17 *conditions. This definition shall not apply to a vehicle that is unsafe to drive*
18 *when presented to a mechanic for repair or a vehicle which is in the process*
19 *of being repaired.*

20 *(2) If an ASE certified mechanic deems a motor vehicle unsafe to drive or*
21 *inoperable, he or she shall provide notification to the motor vehicle owner.*

22 *(3) If the owner of a motor vehicle is given notice that his or her motor vehicle is*
23 *unsafe to drive or inoperable, the owner shall not sell the vehicle without*
24 *notifying any prospective buyer of the findings in subsection (2) of this section.*