

DISCLOSURE OF WATER DAMAGED VEHICLE¹
IN ACCORDANCE WITH
LSA-R.S. 32:1265; 32:1270.3; 32:1270.15; 32:1270.27

THIS IS TO CONFIRM THAT PRIOR TO THIS TRANSACTION THE FOLLOWING DESCRIBED VEHICLE:

_____ MAKE	_____ MODEL	_____ YEAR	_____ BODY
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VEHICLE IDENTIFICATION NUMBER

_____ IS NOT A "WATER DAMAGED VEHICLE" WHOSE POWER TRAIN, COMPUTER OR ELECTRICAL SYSTEM HAS BEEN DAMAGED BY FLOODING.

_____ IS A WATER DAMAGED VEHICLE" WHOSE POWER TRAIN, COMPUTER OR ELECTRICAL SYSTEM HAS BEEN DAMAGED BY FLOODING TO THE FOLLOWING EXTENT: (If needed, use additional paper.) PLEASE EXPLAIN BELOW AND CIRCLE THE DAMAGED AREA.

1. POWER TRAIN: YES NO

2. COMPUTER: YES NO

3. ELECTRICAL SYSTEM: YES NO

SIGNATURE OF TRANSFEROR

SIGNATURE OF TRANSFEREE

Date _____

Date _____

NOTE: If the vehicle has sustained damages as equivalent to seventy-five percent or more of the market value as determined by the most current National Automobile Dealers Association handbook, see LSA-R.S. 32:702 and 32:706.1.

¹ LSA R.S. 32:1352(70) "Vehicle" means any motor vehicle, specialty vehicle, or recreational product subject to regulation by this Chapter.

LSA-R.S. 32:1265. 1265. Sale of water-damaged vehicles

A. No person shall sell, transfer, or convey any new or used motor vehicle or recreational product to any person without notifying the buyer or receiver of the motor vehicle or recreational product in writing of the extent of any water damage from flooding which occurred to the motor vehicle or recreational product prior to the transaction.

B. If a sale, transfer, or conveyance of a new or used motor vehicle or recreational product occurs in violation of Subsection A of this Section, the person receiving ownership and title to the motor vehicle or recreational product who is not otherwise aware of the damage at the time of the transaction may bring an action to set aside the transaction within one year from the date of the transaction and receive all monies or other property given as consideration for the vehicle less a reasonable assessment for miles driven.

C. For the purposes of this Section, a "water-damaged vehicle" means any motor vehicle or recreational product whose power train, computer, or electrical system has been damaged by flooding.

LSA-R.S. 32:1270.3. Sale of water-damaged marine products

A. No person shall sell, transfer, or convey any new or used marine product to any person without notifying the buyer or receiver of the marine product in writing of the extent of any water damage from flooding which occurred to the marine product prior to the transaction.

B. If a sale, transfer, or conveyance of a new or used marine product occurs in violation of Subsection A of this Section, the person receiving ownership and title to the marine product who is not otherwise aware of the damage at the time of the transaction may bring an action to set aside the transaction within one year from the date of the transaction and receive all monies or other property given as consideration for the marine product less a reasonable assessment for wear and tear.

C. For the purposes of this Section, a "water-damaged marine product" means any marine product whose power train, computer, or electrical system has been damaged by flooding.

LSA-R.S. 32:1270.15. Sale of water-damaged motorcycles or all-terrain vehicles

A. No person shall sell, transfer, or convey any new or used motorcycle or all-terrain vehicle to any person without notifying the buyer or receiver of the motorcycle or all-terrain vehicle in writing of the extent of any water damage from flooding which occurred to the motorcycle or all-terrain vehicle prior to the transaction.

B. If a sale, transfer, or conveyance of a new or used motorcycle or all-terrain vehicle occurs in violation of Subsection A of this Section, the person receiving ownership and title to the motorcycle or all-terrain vehicle who is not otherwise aware of the damage at the time of the transaction may bring an action to set aside the transaction within one year from the date of the transaction and receive all monies or other property given as consideration for the motorcycle or all-terrain vehicle less a reasonable assessment for miles driven.

C. For the purposes of this Section, a "water-damaged motorcycle or all-terrain vehicle" means any motorcycle or all-terrain vehicle whose power train, computer, or electrical system has been damaged by flooding.

LSA-R.S. 32:1270.27. Sale of water-damaged recreational vehicles

A. No person shall sell, transfer, or convey any new or used recreational vehicle to any person without notifying the buyer or receiver of the recreational vehicle in writing of the extent of any water damage from flooding which occurred to the recreational vehicle prior to the transaction.

B. If a sale, transfer, or conveyance of a new or used recreational vehicle occurs in violation of Subsection A of this Section, the person receiving ownership and title to the recreational vehicle who is not otherwise aware of the damage at the time of the transaction may bring an action to set aside the transaction within one year from the date of the transaction and receive all monies or other property given as consideration for the vehicle less a reasonable assessment for miles driven.

C. For the purposes of this Section, a "water-damaged vehicle" means any recreational vehicle whose power train, computer, or electrical system has been damaged by flooding.