

1 H.261

2 Introduced by Representatives Botzow of Pownal, Kitzmiller of Montpelier,
3 and Marcotte of Coventry

4 Referred to Committee on

5 Date:

6 Subject: Motor vehicles; titles

7 Statement of purpose of bill as introduced: This bill proposes to require the
8 Commissioner of Motor Vehicles, upon request and receipt of proper
9 documentation, to issue titles for vehicles more than 15 years old and to
10 authorize the Commissioner to charge for staff time exceeding one hour in
11 connection with issuing such titles.

12 An act relating to titling vehicles more than 15 years old

13 It is hereby enacted by the General Assembly of the State of Vermont:

14 Sec. 1. 23 V.S.A. § 2002 is amended to read:

15 § 2002. FEES

16 (a) The ~~commissioner~~ Commissioner shall be paid the following fees:

17 (1) For ~~any~~ a certificate of title, including a salvage certificate of title,
18 \$33.00, except that the Commissioner shall additionally charge the cost of staff
19 time associated with complying with a request for a title for a vehicle more
20 than 15 years old if the time required to issue the title exceeds one hour;

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Sec. 2. 23 V.S.A. § 2013 is amended to read:

§ 2013. WHEN CERTIFICATE REQUIRED

(a) Except as provided in section 2012 of this title, the provisions of this chapter shall apply to all motor vehicles at the time of first registration or when a change of registration is required under the provisions of section 321 of this title by reason of a sale for consideration, except for vehicles that are more than 15 years old. However, the Commissioner shall issue a title for vehicles more than 15 years old upon request and receipt of documentation reasonably sufficient to enable the Commissioner to identify the vehicle and to determine the existence or nonexistence of security interests in the vehicle.

(b) The ~~commissioner~~ Commissioner shall not require an application for a certificate of title upon the renewal of the registration of a vehicle.

(c) The ~~commissioner~~ Commissioner shall note on the face of the registration of each vehicle for which a certificate of title has been issued a statement to that effect.

Sec. 3. 23 V.S.A. § 2015 is amended to read:

§ 2015. APPLICATION FOR CERTIFICATE

(a) The application for the first certificate of title of a vehicle in this state shall be made by the owner to the ~~commissioner~~ Commissioner on the form he or she prescribes and shall contain:

1 (1) The name, residence and mail address of the owner;

2 (2) A description of the vehicle including, so far as the following data
3 exist, its make, model, identification number, odometer reading, or hubometer
4 reading or clock meter reading on all vehicles, type of body, the number of
5 cylinders, and whether new or used;

6 (3) The date of purchase by the applicant, the name and address of the
7 person from whom the vehicle was acquired, and the names and addresses of
8 any lienholders in the order of their priority and the dates of their security
9 agreements and, if a new vehicle, the application shall be accompanied by a
10 manufacturer's or importer's certificate of origin;

11 (4) Any further information the ~~commissioner~~ Commissioner reasonably
12 requires to identify the vehicle and to enable him or her to determine whether
13 the owner is entitled to a certificate of title and the existence or nonexistence of
14 security interests in the vehicle.

15 (5) [Repealed.]

16 (b) If the application refers to a vehicle purchased from a dealer, it shall
17 contain the name and address of any lienholder holding a security interest
18 created or reserved at the time of the sale and the date of his or her security
19 agreement and be signed by the dealer as well as the owner, and the dealer
20 shall promptly mail or deliver the application to the ~~commissioner~~
21 Commissioner.

1 (c) If the application refers to a vehicle last previously registered in another
2 state or country, the application shall contain or be accompanied by:

3 (1) Any certificate of title issued by the other state or country;

4 (2) Any other information and documents the ~~commissioner~~
5 Commissioner reasonably requires to establish the ownership of the vehicle
6 and the existence or nonexistence of security interests in it; and

7 (3) The certificate of a person authorized by the ~~commissioner~~
8 Commissioner that the identification number of the vehicle has been inspected
9 and found to conform to the description given in the application, or any other
10 proof of the identity of the vehicle the ~~commissioner~~ Commissioner reasonably
11 requires.

12 Sec. 4. 23 V.S.A. § 2017 is amended to read:

13 § 2017. ISSUANCE OF CERTIFICATE; RECORDS

14 (a) The ~~commissioner~~ Commissioner shall file each application received
15 and, when satisfied as to its genuineness and regularity and that the applicant is
16 entitled to the issuance of a certificate of title, shall issue a certificate of title of
17 the vehicle.

18 (b) The ~~commissioner~~ Commissioner shall maintain at his or her central
19 office a record of all certificates of title issued by him or her for vehicles 15
20 years old and newer and of all certificates of title issued by him or her for
21 vehicles more than 15 years old for which a title has been requested under a

1 distinctive title number assigned to the vehicle; under the identification number
2 of the vehicle; alphabetically, under the name of the owner; and, in the
3 discretion of the ~~commissioner~~ Commissioner, by any other method he or she
4 determines. The original records may be maintained on microfilm or
5 electronic imaging.

6 Sec. 5. EFFECTIVE DATE

7 This act shall take effect on July 1, 2013.