

CHAPTER 168A

MOTOR VEHICLE TITLES

168A.01 Definitions.
168A.05 Certificate of title.

168A.101 Cancellation of motor vehicle sale.
168A.17 Security interest.

168A.01 DEFINITIONS.

[For text of subds 1 to 17c, see M.S.2000]

Subd. 18. **Secured party.** "Secured party" means a secured party as defined in section 336.9-102(a)(72) having a security interest in a vehicle.

Subd. 19. **Security agreement.** "Security agreement" means a security agreement as defined in section 336.9-102(a)(73).

[For text of subds 20 to 24, see M.S.2000]

History: 2001 c 195 art 2 s 5,6

168A.05 CERTIFICATE OF TITLE.

[For text of subds 1 to 7, see M.S.2000]

Subd. 8. **Liens filed for enforcement of child support.** This subdivision applies if the court or a public authority responsible for child support enforcement orders or directs the commissioner to enter a lien, as provided in section 518.551, subdivision 14. If a certificate of title is applied for by the owner, the department shall enter a lien on the title in the name of the state of Minnesota or in the name of the obligee in accordance with the notice if the value of the motor vehicle determined in accordance with either the definitions of section 297B.01, subdivision 8, or the retail value described in the N.A.D.A. Official Used Car Guide, Midwest Edition, for the current year exceeds the exemption allowed in section 550.37. The lien on the title is subordinate to any bona fide purchase money security interest under section 336.9-103 regardless of when the purchase money security interest is perfected. With respect to all other security interests, the lien is perfected as of the date entered on the title.

History: 2001 c 195 art 2 s 7.

168A.101 CANCELLATION OF MOTOR VEHICLE SALE.

Subdivision 1. **Required documentation.** If the parties cancel a purchase of a motor vehicle after the transfer of interest, they must submit within 90 days of the original purchase date the following items:

- (1) the outstanding certificate of title with proper assignment; and
- (2) an affidavit correcting ownership signed by the parties.

Subd. 2. **Refunds.** A party may be eligible for a refund of taxes and fees only if the items indicated in subdivision 1 are submitted within the 90-day time frame unless otherwise provided by law.

History: 1Sp2001 c 8 art 2 s 38

168A.17 SECURITY INTEREST.

[For text of subds 1 and 1a, see M.S.2000]

Subd. 2. **Perfection.** A security interest is perfected by the delivery to the department of the existing certificate of title, if any, an application for a certificate of title containing the name and address of the secured party, the date of the secured party's security agreement and the required fee. A security interest is perfected as of the time of the delivery.

Subd. 3. **[Repealed, 2001 c 195 art 1 s 25]**

History: 2001 c 195 art 1 s 2