

CHAPTER 7402

DEPARTMENT OF PUBLIC SAFETY

DRIVER AND VEHICLE SERVICES DIVISION

ODOMETERS

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7402.0100 DEFINITIONS.

Subpart 1. **Scope.** All terms defined in the federal and state acts named in part 7402.0300 are used herein in their statutory meaning. Other terms used in this chapter are defined as follows.

Subp. 2. **Transferor.** "Transferor" means any person who transfers the person's ownership in a motor vehicle by sale, gift, or any means other than by creation of a security interest.

Subp. 3. **Transferee.** "Transferee" means any person to whom the ownership in a motor vehicle is transferred by purchase, gift, or any other means other than by creation of a security interest.

Statutory Authority: *MS s 325E.15*

History: 17 SR 1279

7402.0200 PURPOSE.

The purpose of this chapter is to prescribe the manner in which written disclosure of odometer reading and its accuracy shall be made to the transferee at the time of transfer of a motor vehicle.

Statutory Authority: *MS s 325E.15*

7402.0300 SCOPE.

This chapter is intended to be consistent with the provisions of Laws of Minnesota 1973, chapter 264, and with title IV of the Federal Motor Vehicle Information and Cost Savings Act published in United States Code, title 15, chapter 46, subchapter IV, and rules promulgated thereunder.

Statutory Authority: *MS s 325E.15*

7402.0400 DISCLOSURE OF ODOMETER INFORMATION.

Except as provided in part 7402.0500, before executing any transfer of ownership document, each transferor of a motor vehicle shall furnish to the transferee a written statement, signed by the transferor, containing the following information:

- A. the odometer reading at the time of transfer;
- B. the date of the transfer;
- C. the transferor's name and current address;
- D. the date the disclosure statement is made;
- E. the identity of the vehicle, including its make, model, and body type, vehicle identification number, and last registration plate number;
- F. reference to the Federal Motor Vehicle Information and Cost Savings Act published in United States Code, title 15, chapter 46, subchapter IV, and to the Minnesota odometer disclosure law, Minnesota Statutes, sections 325E.13 to 325E.16, including a statement that incorrect information or failure to disclose information may result in civil liability; and
- G. a statement that the actual mileage is unknown, if the transferor knows that the odometer reading differs from the number of miles the vehicle has actually traveled and that the difference is greater than that caused by odometer calibration error.

Statutory Authority: *MS s 325E.15*

7402.0500 EXEMPTIONS.

Notwithstanding the requirements of part 7402.0400, a transferor of any of the following motor vehicles need not disclose the vehicle's odometer mileage:

- A. a vehicle having a gross vehicle weight rating of more than 16,000 pounds;
- B. a vehicle that is not self-propelled;
- C. a vehicle that is 25 years old or older; and
- D. a new vehicle prior to its first transfer for purposes other than resale.

Statutory Authority: *MS s 325E.15*