

## CERTIFICATES OF TITLE FOR MOTOR VEHICLES 168A.04

each county as a deputy registrar. The auditor, with the approval of the director of motor vehicles, may appoint, and for cause discontinue, the clerk or equivalent officer of each city or any other person as a deputy registrar as public interest and convenience may require. Notwithstanding any other provision, a person other than a county auditor or a director of a county license bureau, who was appointed by the registrar before August 1, 1976, as a deputy registrar for any city, may continue to serve as deputy registrar and may be discontinued hereunder for cause only by the registrar. The county auditor shall be responsible for the acts of deputy registrars appointed by him. Each such deputy, before entering upon the discharge of his duties, shall take and subscribe an oath to faithfully discharge his duties and to uphold the laws of the state. If a deputy registrar appointed hereunder is not an officer or employee of a county or city, such deputy shall in addition give bond to the state in the sum of \$10,000, or such larger sum as may be required by the registrar, conditioned upon the faithful discharge of his duties as deputy registrar. Each deputy registrar appointed hereunder shall keep and maintain, in a convenient public place within the place for which he is appointed, a registration and motor vehicle tax collection bureau, to be approved by the registrar, for the registration of motor vehicles and the collection of motor vehicle taxes thereon. He shall keep such records and make such reports to the registrar as that officer, from time to time, may require. Such records shall be maintained at the facility of the deputy registrar. The records and facilities of the deputy registrar shall at all times be open to the inspection of the registrar or his agents. He shall report daily to the registrar all registrations made and taxes and fees collected by him. The filing fee imposed pursuant to subdivision 7 shall be deposited in the treasury of the place for which he is appointed, or if such deputy is not a public official, he shall retain the filing fee, but the registration tax and any additional fees for delayed registration he has collected he shall deposit each day in an approved state depository to the credit of the state through the state treasurer. The place for which the deputy registrar is appointed through its governing body shall provide the deputy registrar with facilities and personnel to carry out the duties imposed by this subdivision if such deputy is a public official. In all other cases, the deputy shall maintain a suitable facility for serving the public.

[For text of subds 2a to 6, see M.S.1976]

Subd. 7. **Fees.** In addition to all other statutory fees and taxes, a filing fee is imposed on every application. The filing fee shall be \$1.50 effective August 1, 1977, and \$1.75 effective January 1, 1979. The filing fee shall be shown as a separate item on all registration renewal notices sent out by the department of public safety.

[ 1977 c 327 s 2,3 ]

### CHAPTER 168A. CERTIFICATES OF TITLE FOR MOTOR VEHICLES

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#### 168A.01 Definitions.

[For text of subds 1 to 23, see M.S.1976]

Subd. 24. "Vehicle" means every device in, upon, or by which any person or property is or may be transported or drawn upon a highway, excepting devices moved by human power or used exclusively upon stationary rails or tracks, but including motorized bicycles as defined in section 168.011, subdivision 27.

[ 1977 c 214 s 5 ]

#### 168A.04 Form and content of application.

# MINNESOTA STATUTES 1977 SUPPLEMENT

## 168A.04 CERTIFICATES OF TITLE FOR MOTOR VEHICLES

Subdivision 1. The application for the first certificate of title of a vehicle in this state shall be made by the owner to the department on the form prescribed by the department and shall contain:

(1) The first, middle, and last names, the dates of birth, and addresses of all owners who are natural persons, the full names and addresses of all other owners;

(2) A description of the vehicle including, so far as the following data exists, its make, model, year, identifying number, type of body, and whether new or used;

(3) The date of purchase by applicant, the name and address of the person from whom the vehicle was acquired, the names and addresses of any secured parties in the order of their priority, and the dates of their respective security agreements;

(4) With respect to motor vehicles subject to the provisions of section 325.823, the true cumulative mileage registered on the odometer or that the actual mileage is unknown if the odometer reading is known by the owner to be different from the true mileage; and

(5) Any further information the department reasonably requires to identify the vehicle and to enable it to determine whether the owner is entitled to a certificate of title, and the existence or nonexistence and priority of any security interest in the vehicle.

[For text of subds 2 to 5, see M.S.1976]

[ 1977 c 105 s 1; 1977 c 370 s 2 ]

NOTE: The amendments added by Laws 1977, Chapter 105, Section 1, are effective July 1, 1978. The amendments added by Laws 1977, Chapter 370, Section 2, are effective July 1, 1977.

### 168A.05 Certificate of title.

[For text of subds 1 and 2, see M.S.1976]

Subd. 3. **Content of certificate.** Each certificate of title issued by the department shall contain:

(1) The date issued;

(2) The first, middle, and last names, the dates of birth, and addresses of all owners who are natural persons, the full names and addresses of all other owners;

(3) The names and addresses of any secured parties in the order of priority as shown on the application, or if the application is based on a certificate of title, as shown on the certificate, or as otherwise determined by the department;

(4) The title number assigned to the vehicle;

(5) A description of the vehicle including, so far as the following data exists, its make, model, year, identifying number, type of body, whether new or used, and if a new vehicle, the date of the first sale of the vehicle for use;

(6) With respect to motor vehicles subject to the provisions of section 325.823, the true cumulative mileage registered on the odometer or that the actual mileage is unknown if the odometer reading is known by the owner to be different from the true mileage; and

(7) Any other data the department prescribes.

[For text of subds 4 to 7, see M.S.1976]

[ 1977 c 105 s 2; 1977 c 370 s 3 ]

# MINNESOTA STATUTES 1977 SUPPLEMENT

## CERTIFICATES OF TITLE FOR MOTOR VEHICLES 168A.11

NOTE: The amendments added by Laws 1977, Chapter 105, Section 2, are effective July 1, 1978. The amendments added by Laws 1977, Chapter 370, Section 3, are effective July 1, 1977.

### 168A.10 Transfer of interest by owner.

Subdivision 1. If an owner transfers his interest in a vehicle other than by the creation of a security interest, he shall at the time of the delivery of the vehicle execute an assignment and warranty of title to the transferee in the space provided therefor on the certificate or as the department prescribes. With respect to motor vehicles subject to the provisions of section 325.823, the transferor shall also, in the space provided therefor on the certificate or as the department prescribes, state the true cumulative mileage registered on the odometer or that the actual mileage is unknown if the odometer reading is known by the transferor to be different from the true mileage. The transferor shall cause the certificate and assignment to be mailed or delivered to the transferee or to the department.

[For text of subds 2 to 5, see M.S.1976]

[ 1977 c 105 s 3 ]

NOTE: The amendments added by Laws 1977, Chapter 105, Section 3, are effective July 1, 1978.

### 168A.11 Purchase of vehicle by dealer.

Subdivision 1. If a dealer buys a vehicle and holds it for resale and procures the certificate of title from the owner or the secured party within ten days after delivery of the vehicle to him, and complies with subdivision 2 hereof, he need not apply for a certificate of title, but upon transferring the vehicle to another person other than by the creation of a security interest shall promptly execute the assignment and warranty of title by a dealer, showing the names and addresses of the transferee and of any secured party holding a security interest created or reserved at the time of the resale, and the date of the security agreement in the spaces provided therefor on the certificate or as the department prescribes. With respect to motor vehicles subject to the provisions of section 325.823, the dealer shall also, in the space provided therefor on the certificate or as the department prescribes, state the true cumulative mileage registered on the odometer or that the exact mileage is unknown if the odometer reading is known by the transferor to be different from the true mileage. The dealer shall mail or deliver the certificate to the department with the transferee's application for a new certificate.

[For text of subd 2, see M.S.1976]

Subd. 3. Every dealer shall maintain for three years at an established place of business a record in the form the department prescribes of every vehicle bought, sold, or exchanged by him, or received by him for sale or exchange, which shall be open to inspection by a representative of the department or peace officer during reasonable business hours. With respect to motor vehicles subject to the provisions of section 325.823, the record shall include either the true mileage as stated by the previous owner or the fact that the previous owner stated the actual cumulative mileage was unknown; the record also shall include either the true mileage the dealer stated upon transferring the vehicle or the fact the dealer stated the mileage was unknown.

[ 1977 c 105 s 4,5 ]

NOTE: The amendments added by Laws 1977, Chapter 105, Sections 4 and 5, are effective July 1, 1978.