
By: **Delegate Arnick**

Introduced and read first time: January 31, 2001

Assigned to: Commerce and Government Matters

A BILL ENTITLED

1 AN ACT concerning

2 **Vehicles - Certificates of Title - Temporary Registration**

3 FOR the purpose of altering the number of days after the date of delivery of certain
4 vehicles within which a transferring dealer is required to send to the Motor
5 Vehicle Administration certain documents, taxes, and fees required for titling
6 the vehicle; altering the number of days after the date of delivery of certain
7 vehicles within which a transferring dealer is required to deliver the certificate
8 of title to the transferee or send to the Motor Vehicle Administration certain
9 documents, taxes, and fees required for titling the vehicle; altering the number
10 of days after issuance of a temporary plate after which the temporary
11 registration of a vehicle expires; and generally relating to certificates of title and
12 temporary registration of vehicles.

13 BY repealing and reenacting, with amendments,
14 Article - Transportation
15 Section 13-113 and 13-605
16 Annotated Code of Maryland
17 (1999 Replacement Volume and 2000 Supplement)

18 SECTION 1. BE IT ENACTED BY THE GENERAL ASSEMBLY OF
19 MARYLAND, That the Laws of Maryland read as follows:

20 **Article - Transportation**

21 13-113.

22 (a) If the transferee of a vehicle is a licensed dealer who holds the vehicle for
23 sale, the dealer shall within 20 days of the date of the transfer to the dealer of the
24 vehicle, obtain the certificate of title of the vehicle, which shall contain an assignment
25 and warranty of title executed by the former owner.

26 (b) If the transferee of a vehicle is a licensed dealer who holds the vehicle for
27 sale, the dealer shall retain the certificate of title in his possession until the further
28 sale or transfer of ownership of the vehicle.

1 (c) During business hours, the licensed dealer shall allow any representative
2 of the Administration and any police officer full access to all certificates of title of
3 vehicles held by him for sale.

4 (d) (1) Except as provided in paragraph (2) of this subsection, if a licensed
5 dealer holds a vehicle for sale and transfers the vehicle to another licensed dealer who
6 holds the vehicle for sale, the transferring dealer, without applying for a new
7 certificate of title, shall:

8 (i) Execute an assignment of title to the transferee dealer in the
9 manner and on the form that the Administration requires; and

10 (ii) Include in the assignment a statement certifying each security
11 interest, lien, or other encumbrance on the vehicle.

12 (2) If the certificate of title held by the transferring dealer does not
13 contain an open dealer reassignment section, the transferring dealer shall apply to
14 the Administration for the issuance of a certificate of title.

15 (e) (1) If a licensed dealer holds a vehicle for sale and transfers the vehicle
16 to someone other than another licensed dealer who holds the vehicle for sale, the
17 dealer shall:

18 (i) Execute an assignment and warranty of title to the transferee
19 in the manner and on the form that the Administration requires; and

20 (ii) Comply with the provisions specified in this subsection.

21 (2) If the vehicle is a Class A (passenger) vehicle, Class D (motorcycle)
22 vehicle, Class G (trailer) travel trailer or camping trailer, or Class M (multipurpose)
23 vehicle and is to be registered and titled in this State, the transferring dealer shall:

24 (i) Obtain from the transferee a completed application and collect
25 all taxes and fees required for titling the vehicle; and

26 (ii) Within [20] 30 days of the date of delivery of the vehicle, send
27 them, together with every other document required by § 13-104 of this subtitle, to the
28 Administration.

29 (3) If the vehicle is to be registered and titled in this State, but is not a
30 Class A (passenger) vehicle, Class D (motorcycle) vehicle, Class G (trailer) travel
31 trailer or camping trailer, or Class M (multipurpose) vehicle, the transferring dealer
32 shall, within [20] 30 days of the delivery of the vehicle, either:

33 (i) Deliver the certificate of title to the transferee; or

34 (ii) Send the transferee's completed application and all taxes and
35 fees required for titling the vehicle, together with every other document required by §
36 13-104 of this subtitle, to the Administration.

1 (4) If the vehicle is not to be titled in this State and is to be registered in
2 another state, the transferring dealer shall deliver the certificate of title to the
3 transferee within 20 days of delivery of the vehicle.

4 (f) (1) Notwithstanding any other provisions to the contrary, an automotive
5 dismantler or recycler licensed under Title 15 of this article may transfer a vehicle
6 that he owns, regardless of the type of ownership document issued for the vehicle, to
7 another licensed automotive dismantler or recycler or to a licensed dealer, without
8 applying for a new certificate of title, as provided in this subsection.

9 (2) The automotive dismantler or recycler shall:

10 (i) Execute an assignment of title to the transferee automotive
11 dismantler or recycler or dealer in the manner and on the form that the
12 Administration requires; and

13 (ii) Include in the assignment a statement certifying each security
14 interest, lien, or other encumbrances on the vehicle.

15 (g) If an automotive dismantler or recycler licensed under Title 15 of this
16 article owns a vehicle declared as salvage and if a salvage certificate has been issued
17 for the vehicle under §§ 13-506 and 13-507 of this title, the automotive dismantler or
18 recycler may transfer the vehicle to any person, without applying for a new certificate
19 of title, by executing an assignment of ownership on the salvage certificate or on the
20 form that the Administration otherwise requires.

21 13-605.

22 (a) The temporary registration of a vehicle under this part expires on the first
23 to occur of:

24 (1) Receipt of annual registration plates for the vehicle;

25 (2) Rescission of the contract to buy the vehicle; or

26 (3) Expiration of [45] 60 days from the date the temporary plate was
27 issued.

28 (b) The Administration may extend the temporary registration for a vehicle
29 under this part for a period not to exceed 30 days if the Administration is satisfied
30 that reasonable conditions exist to justify the granting of this extension.

31 (c) The person to whom a temporary registration plate has been issued for a
32 vehicle shall destroy the temporary registration plate as soon as the temporary
33 registration expires.

34 SECTION 2. AND BE IT FURTHER ENACTED, That this Act shall take effect
35 October 1, 2001.