

Titles 101

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Vehicle Titles and Registration Division

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Texas Department of Motor Vehicles

HELPING TEXANS GO. HELPING TEXAS GROW.



Agenda

- ❑ Overview of common processing and handling issues that delay issuance of Texas titles
- ❑ Areas of efficiency that can expedite the issuance of titles to customers and ultimately reduce additional handling and customer inquiries
- ❑ Recent statutory changes that may impact the way you handle some transactions in your offices
- ❑ Upcoming changes

Misdirected Applications

- Sending to the TxDMV instead of OpenText
 - Bonded Titles

- Sending to OpenText instead of the TxDMV
 - Legal Restraints
 - Stolen Vehicle Transactions
 - Switched Evidence
 - Brand Holds

- **See “Specially Marked Envelopes – Assembly Procedures” in the Title Manual**

Bonded Titles

- ❑ Do not mark “Special Examination Required”
- ❑ Do not separate from title package
- ❑ Send directly to OpenText
- ❑ Send suspected fraud Red Flag

Certificate of Title Surety Bond

Surety Bond Information

Bond Number: _____ Bond Effective Date: _____ Bond Amount: \$ _____

Vehicle Information

Vehicle Identification Number: _____ Year: _____ Make: _____ Body Style: _____ Model: _____

Owner Information (Principal)

First Name (or Entity Name): _____ Middle Name: _____ Last Name: _____ Suffix (if any): _____

Additional Applicant First Name (if applicable): _____ Middle Name: _____ Last Name: _____ Suffix (if any): _____

Address: _____ City: _____ State: _____ Zip: _____

Surety Bond Company Information (Surety)

Surety Bond Company Name: _____ Address: _____ City: _____ State: _____ Zip: _____

Certification – State law makes falsifying information a third degree felony

KNOW ALL BY THESE PRESENTS, THAT the above named Principal and above named Surety, duly authorized and qualified to do business as a surety company in this state, are held and firmly bound to prior or subsequent owners, purchasers, lienholders, or their agents who hold or execute, administrators, successors, and assigns, jointly and severally, for the payment of which we bind ourselves, our heirs, executors, administrators, successors, and assigns, jointly and severally, firmly by these presents.

WHEREAS, the above named Principal is applying for a Texas Certificate of Title by means of the bonded title procedure on the above described motor vehicle.

AND WHEREAS, said Principal is in possession of the vehicle.

AND WHEREAS, said Principal is required by law, Transportation Code, §501.053, to submit a properly executed surety bond, conditioned as set forth below, with said application for Texas title.

Said bond shall run and be in full force and effect for a period of three (3) years from and after the effective date as shown above. Payment of any judgment by the Surety shall be immediately repaid to the Texas Department of Motor Vehicles, Vehicle Titles and Registration Division, 4000 Jackson Ave., Austin, TX 78779-0002.

IT IS FURTHER UNDERSTOOD AND AGREED that this bond shall be open to successive claims up to the face value of the bond. The Surety shall not be liable for successive claims in excess of the bond amount regardless of the number of claims made against the bond for three (3) years from its effective date.

THE CONDITIONS OF THIS OBLIGATION ARE SUCH that if the Principal shall indemnify any prior owner and lienholder or their agents and any subsequent purchaser of said vehicle or person acquiring any security interest in it and their respective successors in interest against any expense, loss, or damage, including reasonable attorney's fees, by reason of the issuance of the certificate of title for said vehicle or on account of any defect in or undisclosed security interest upon the right, title, and interest of the applicant in and to said vehicle, then this obligation shall be void. Otherwise, it shall remain in full force and effect.

IN WITNESS WHEREOF said Principal and Surety have executed this bond to be effective on the above listed bond effective date and to expire three (3) years from the effective date of said bond.

SURETY COMPANY SEAL (Required)

Signature of Principal: _____ Printed Name (Same as Signature): _____ Date: _____

Signature of Surety Company's Agent: _____ Printed Name (Same as Signature): _____ Date: _____

Note: Surety bond must be executed by a surety company authorized to do business in Texas. When executed by an attorney-in-fact, the power of attorney (original or certified copy) must be attached. Any alteration of this document necessitates the issuance of a new bond or an attached amendment from the Surety Company. If surety bond not filed with the county tax assessor-collector within 30 days of the issuance date will not be accepted. Applicant's name, address, and vehicle description must match the department's registration letter and driver title Application or Tax collector Hearing Statement of Facts (form VTR-130-001).

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Legal Restraints

- ❑ Contact the RSC when applicable to determine facts
- ❑ If issued override code, transaction may be processed
- ❑ All Legal Restraints, regardless of type or reason, require special handling



Stolen Vehicle Transactions

- ❑ Application for Owner
 - Stolen after transfer occurred, but before application was filed
 - Police report required

- ❑ Application for Insurance Company
 - Valid ownership evidence required



Brand Holds (NMVTIS)

- ❑ Large volume of transactions going to OpenText
- ❑ Many 910 errors for an existing brand printed on the surrendered title not being carried forward to the Texas record

PQRP – NMVTIS Error Rates

- ❑ Gold Level requires 910 errors to account for 5% or less of all NMVTIS errors
- ❑ The TxDMV tracks 910 errors resulting from brands not printed on titles
 - These are not counted against you for PQRP



NMVTIS

- NMVTIS Continues to Work (Oct 2016 – Sept 2017)
 - 10,703 odometer reading discrepancies
 - 15,845 brand discrepancies
 - 2,451 superseded titles
 - 40 fraudulent titles
 - 128 junked (nonrepairable) vehicle letters
 - 2,999 missing brand letters
 - 49 odometer discrepancy letters



NMVTIS as a Training Opportunity

- Odometer Error (#535)
 - May indicate clerk did not compare odometer disclosure to printed title
 - May indicate missed Not Actual or Exceeds Mileage Brand

- Brand Errors (#910)
 - Often result of missed brands printed on out of state titles

- VIN (#20A)
 - Often result of data entry mistakes

Assembled Vehicles

- ❑ Year is year of assembly and make is ASVE
- ❑ Replica brand is an option
- ❑ Do not put replica year and make in the vehicle fields

Vehicle Class:	PASS	Registration Class:	PASSENGER-LESS/EQL 6000
New Title Type:	ORIGINAL		
Year/Make:	2017 ASVE -ASSEMBLED	New	Empty Weight: 1500
Body Style:	2D -2D SEDAN		Carrying Capacity:
Model:			Gross Weight: 1500
Major Color:	BLACK		Tonnage:
Minor Color:			<input type="checkbox"/> Fixed Weight
VIN: BOGUS			<input type="checkbox"/> Travel Trailer
Body VIN:			<input type="checkbox"/> Park Model Trailer
Odometer Reading:	15	SPV	SqFt
Brand:	ACTUAL MILEAGE		Travel Tlr Length: Ft
			Inches
			Travel Tlr Width: Ft
			Inches
			Trailer Type:
			Replica Year/Make: 1930 FORD
Enter Cancel Help			

Assembled Vehicles

- Out of state vehicle may be titled different
 - Ensure Texas record is generated with year assembled and ASVE as make even if different from surrendered title
 - If NMVTIS Error, send special handling to the TxDMV and do not change
- New assembled vehicles always require ASE safety inspections on VTR-64 or VTR-852
 - Previously titled vehicles do not (except for those requesting Street Rod or Custom Vehicle license plate)
- VTR-61 is required and must list all parts and component part numbers used

Identification (ID) Requirements

- ❑ Only required of the applicant
 - Not required of seller(s)

- ❑ If POA is used for applicant, then ID is required of the applicant and the person signing for the applicant using the POA
 - ID not required for POAs used for seller(s)

- ❑ Not required for corrected title such as adding or removing lien



Seller's Obligations on Title Transfer

- ❑ SB 2076 amended Transportation Code, Section 501.028 and Tax Code, Section 152.062

- ❑ Seller required to complete the title assignment by:
 - signing and printing their name
 - printing the date of transfer (sale)
 - printing the purchaser's name and address

- ❑ Sellers (except for dealers) are not required to sign Form 130-U if title assignment has been completed

Title/Odometer Assignments

- ❑ The purchaser's complete name and address is required
- ❑ Odometer reading (and brand) must be completed
 - Enter into RTS what is on last odometer disclosure on title (federal and state law)

WHEN VEHICLE IS SOLD, TITLE HOLDER MUST ASSIGN AND FURNISH THIS TITLE INDICATING A DATE OF SALE TO THE PURCHASER WHO MUST FILE APPLICATION WITH COUNTY TAX ASSESSOR-COLLECTOR WITHIN 30 DAYS TO AVOID PENALTY.					<u>XXXXXXXX</u>	
FEDERAL AND STATE LAW REQUIRES THAT YOU STATE THE MILEAGE IN CONNECTION WITH THE TRANSFER OF OWNERSHIP. FAILURE TO COMPLETE OR PROVIDING A FALSE STATEMENT MAY RESULT IN FINES AND/OR IMPRISONMENT.						
The undersigned hereby certifies that the vehicle described in this title is free and clear of all liens, except as noted herein, and has been transferred to the following printed name and address:						
ASSIGNMENT OF TITLE	Name of Purchaser		Street	City	State	Zip
	I certify to the best of my knowledge that the odometer reading is the actual mileage of the vehicle unless one of the following statements is checked:					
	<input type="checkbox"/> 1. The mileage stated is in excess of its mechanical limits. <input type="checkbox"/> 2. The odometer reading is not the actual mileage. WARNING - ODOMETER DISCREPANCY.		ODOMETER READING (No. miles) _____			
			Date of Sale		Signature of Seller/Agent	
	I am aware of the above odometer certification made by the seller/agent.					
Signature of Buyer/Agent			Printed Name (same as signature)			

Title/Odometer Assignments

- ❑ Date of sale is required
- ❑ Signature and printed name of seller is always required (owner on front of title for first assignment)
 - Signature of someone else when signing with signature authority such as POA
- ❑ Buyer's signature and printed name is only required if vehicle is subject to odometer disclosure

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ASSIGNMENT OF TITLE	FEDERAL AND STATE LAW REQUIRES THAT YOU STATE THE MILEAGE IN CONNECTION WITH THE TRANSFER OF OWNERSHIP. FAILURE TO COMPLETE OR PROVIDING A FALSE STATEMENT MAY RESULT IN FINES AND/OR IMPRISONMENT.				
	The undersigned hereby certifies that the vehicle described in this title is free and clear of all liens, except as noted herein, and has been transferred to the following printed name and address:				
	Name of Purchaser	Street	City	State	Zip
	I certify to the best of my knowledge that the odometer reading is the actual mileage of the vehicle unless one of the following statements is checked:				
	ODOMETER READING (No. tenths)		<input type="checkbox"/> 1. The mileage stated is in excess of its mechanical limits. <input type="checkbox"/> 2. The odometer reading is not the actual mileage. WARNING - ODOMETER DISCREPANCY.		
Date of Sale	Signature of Seller/Agent		Printed Name (same as signature)		
I am aware of the above odometer certification made by the seller/agent.					
Signature of Buyer/Agent			Printed Name (same as signature)		

Travel Trailers

- ❑ Registration and Title Bulletin #007-17
- ❑ Travel trailer dimensions increased
 - Up from less than 8' or 40' to less than 8'6" or 45'
- ❑ If at or over 8'6" and 45', but under 400 sq. ft., then "Park Model" eligible
- ❑ If over all options, then not eligible for Texas title



Trailers and Semitrailers

- ❑ Registration and Title Bulletin #008-17
- ❑ Any trailer or semitrailer 4,000 lbs. and under eligible for optional title
- ❑ Any trailer/semitrailer previously titled must remain titled (cannot go back to optional) even if otherwise eligible
 - Example: A farmer who purchases a titled trailer cannot go nontitled - trailer must be titled even with farm registration



Upcoming Changes

- Beneficiary
 - Transfer on death of owner(s)
 - Beneficiary has no ownership during life of owner(s)
- Certified Copy of Texas Title
 - Unique Document #
 - Supersedes previous Texas titles (no longer valid)
- webDEALER
 - eTAG
 - eTITLE
- webLIEN

Questions

