

No. 180

AN ACT

SB 1365

Amending the act of April 29, 1959 (P.L.58, No.32), entitled "An act consolidating and revising the Vehicle Code, the Tractor Code, the Motor Vehicle Financial Responsibility Act and other acts relating to the ownership, possession and use of vehicles and tractors," further providing for assignment of certificates of title and fees therefor.

The General Assembly of the Commonwealth of Pennsylvania hereby enacts as follows:

Section 1. Subsection (c) of section 207, act of April 29, 1959 (P.L.58, No.32), known as "The Vehicle Code," is amended to read:

Section 207. Assignment of Certificate of Title.—

* * *

(c) When the purchaser or transferee of a motor vehicle, trailer or semi-trailer is a manufacturer, jobber or dealer, who holds the same for resale, such manufacturer, jobber or dealer shall not be required to apply for a certificate of title as provided for in subsection (b) of this section, but such manufacturer, jobber or dealer shall, within ten (10) days from the date of assignment of the certificate of title to such manufacturer, jobber or dealer, notify the department, upon a form prescribed and furnished by it, of the acquisition of such vehicle: ***Provided, however, That the transfer of a motor vehicle, trailer or semi-trailer from one manufacturer, jobber or dealer to another manufacturer, jobber or dealer, as authorized in this subsection, may not exceed in number three consecutive transactions after which time an application must be made for a certificate of title in accordance with the provisions of subsection (b) of this section.*** The manufacturer's, jobber's or dealer's notification as to any motor vehicle, trailer or semi-trailer so acquired must be executed in duplicate, the original of which must be forwarded to the department as herein required, and the duplicate shall be retained by such manufacturer, jobber or dealer and shall be exhibited, with the assigned certificate of title, upon request of any peace officer or department employe.

The manufacturer, jobber or dealer, upon transferring his interest in said motor vehicle, trailer or semi-trailer, shall, ***except when such purchaser is another manufacturer, jobber or dealer, when he shall follow the procedure of the preceding paragraph,*** execute and deliver to the purchaser thereof an assignment upon a form prescribed and furnished by the department, to which shall be attached the assigned and executed application for certificate of title by such manufacturer, jobber or dealer. Thereupon, the purchaser of said motor vehicle, trailer or semi-trailer shall apply for a certificate of said title within fifteen (15) days of the assignment by the manufacturer, jobber or dealer: ***Provided, however, That the provisions of this subsection shall not apply to a***

motor vehicle, trailer or semi-trailer repossessed upon default of the performance of the terms of a lease, contract of conditional sale, or other like agreement. **[or when ownership of a motor vehicle, trailer or semi-trailer is transferred from one manufacturer, jobber or dealer to another manufacturer, jobber or dealer.]**

Penalty.—Any person violating any of the provisions of subsection (a) or (b) of this section, shall, upon summary conviction before a magistrate, be sentenced to pay a fine of twenty-five dollars (\$25.00) and costs of prosecution, and, in default of the payment thereof, shall undergo imprisonment for not more than ten (10) days. Any person violating any of the provisions of subsection (c) of this section shall, upon summary conviction before a magistrate, for a first offense, be sentenced to pay a fine of twenty-five dollars (\$25.00) and costs of prosecution, and, in default of the payment thereof, shall undergo imprisonment for not more than ten (10) days, and, for a second or subsequent offense, the fine shall be fifty dollars (\$50.00) and costs of prosecution, and, in default of the payment thereof, such person shall undergo imprisonment for not more than twenty (20) days.

Limitation.—The provisions of this section are subject to the limitation of actions as set forth in section 1201 of this act.

Section 2. Section 720 of the act, amended August 17, 1965 (P.L.332, No.179), is amended to read:

Section 720. Certificates of Title; Duplicate Certificates of Title.—*(a)* The fee for each certificate of title shall be two dollars (\$2.00) **[except in the case where the certificate of title is issued in the name of a person who is possessed of current registration plates issued to him as a dealer or as a person entitled to registration under clause (5) (Financer) of the definition of "Miscellaneous Motor Vehicle Business" in section 102 of this act, in which case the fee shall be fifty cents (50¢)].**

(b) **The fee for a manufacturer's, jobber's or dealer's notification of the department of an acquisition for resale of a motor vehicle, trailer or semi-trailer from another manufacturer, jobber or dealer shall be two dollars (\$2.00).**

(c) The fee for a duplicate certificate of title shall be one dollar (\$1.00), except when issued for the purpose of recording a lien in which case the fee shall be two dollars (\$2.00).

Section 3. This act shall take effect in thirty days or when the department is prepared to comply with its provisions, whichever is sooner.

APPROVED—The 20th day of July, A. D. 1974.

MILTON J. SHAPP

The foregoing is a true and correct copy of Act of the General Assembly
No. 180.

A handwritten signature in black ink, reading "C. McLaughlin Tucker". The signature is written in a cursive, flowing style with a large initial "C" and a prominent "T".

Secretary of the Commonwealth.