

Seis

83 ISO 0306

8

SENATE FILE 0049,

SENATE FILE 0049

Title:

AN ACT to amend W.S. 31-4-304(b), 31-4-308 and 31-4-309(b) relating to motor vehicle titles; requiring affidavit by state law enforcement officers and dealers to accompany application for certification of vehicles registered or titled out of state and requiring odometer certification; requiring that motor vehicle titles have a space for notarization of sale or transfer thereof; requiring execution before a notary; and providing for an effective date.

Herald E. Seis

Introduced by:

| DATE | ACTION | DATE | ACTION |
|--------------|---------------------------------------|-------------|--|
| 1/12/83 | Introduced | FEB 17 1983 | READ SECOND TIME |
| | Read first time | FEB 18 1983 | READ THIRD TIME |
| | Referred to Com. No. 8 | | PASSED |
| | Delivered to Printing Com. | | Approved 32 Nov. 7, Enacted 31 Dec. 0 |
| | Returned from Printing Com. | | Sent to Senate |
| | Delivered to Com. No. 8 | | Delivered to Enrolling Station |
| 1/18/83 | STANDING ORDER REPORT | | SEA No. 3, Signed by President |
| | RENEW AND DO PASS | | Signed by Speaker |
| 1/19/83 | CONSIDERED ON COM. OF WHOLE | | Approved by Governor |
| | STANDING COM. AMBT-AMPTDSF49551-A | | Chapter No. 4, Session Laws of Wyoming |
| | DO PASS | | |
| 1/20/83 | READ SECOND TIME | | |
| 1/21/83 | READ THIRD TIME | | |
| | PASSED | | |
| | APPROVED 30 NOV. 0 EXCUSED 0 ABSENT 0 | | |
| | SENT TO HOUSE | | |
| 1/21/83 | ENGROSSED | | |
| 1-21-83 | Sent to House | | |
| JAN 24 1983 | READ FIRST TIME | | |
| | REFERRED TO COM. NO. 8 | | |
| | DELIVERED TO COM. NO. 8 | | |
| FEB 1 8 1983 | RETURNED | | |
| | RECOMMENDED DO PASS | | |
| FEB 2 8 1983 | CONSIDERED IN COM. OF WHOLE | | |
| | RECOMMENDED DO PASS | | |

CONTINUED ON BACK

SF 49 3rd Date 1/21/03

Roll Call of the Senate

of the FORTY-SEVENTH LEGISLATURE

of Wyoming

| | Excused | Absent | Ayes | Noes |
|------------------|---------|--------|------|------|
| ARNEY | | | ✓ | |
| BOYLE | | | ✓ | |
| CUNDALL | | | ✓ | |
| DIXON | | | ✓ | |
| EDDINS | | | ✓ | |
| FRISBY | | | ✓ | |
| GEIS | | | ✓ | |
| HICKEY | | | ✓ | |
| KINNISON | | | ✓ | |
| LARSON, R. | | | ✓ | |
| MAJHANOVICH | | | ✓ | |
| MOORE | | | | |
| NICHOLAS | | | ✓ | |
| NORRIS | | | ✓ | |
| PARKS-GADDIS | | | ✓ | |
| PECK | | | ✓ | |
| PREVEDEL | | | ✓ | |
| PROFFIT | | | ✓ | |
| PUGH | | | ✓ | |
| RECTOR | | | ✓ | |
| SCOTT | | | ✓ | |
| SEDAR | | | ✓ | |
| STAFFORD | | | ✓ | |
| STROOCK | | | ✓ | |
| TAGGART | | | ✓ | |
| TROWBRIDGE | | | ✓ | |
| TRUE | | | ✓ | |
| TURNER | | | ✓ | |
| VINICH | | | ✓ | |
| ZIMMER | | | ✓ | |
| MR. PRESIDENT | | | ✓ | |

PRESENT _____

| | |
|---------|-----------|
| AYES | <u>30</u> |
| NOES | <u>0</u> |
| EXCUSED | <u>0</u> |
| ABSENT | <u>0</u> |
| TOTAL | <u>30</u> |

#1949

Thurs. Evening

Date

2/18/83

Roll Call of the House

of the FORTY-SEVENTH LEGISLATURE
of Wyoming

| | Ayes | Noes | Excused | Absent | | Ayes | Noes | Excused | Absent |
|----------------|------|------|---------|--------|----------------------------|------|------|---------|--------|
| ARNOLD | ✓ | | | | PARKER | | ✓ | | |
| BARLOW | ✓ | | | | PERKINS | ✓ | | | |
| BLACKWELL | | ✓ | | | PHELAN | ✓ | | | |
| BROWN | ✓ | | | | RANDOLPH | ✓ | | | |
| BUDD | ✓ | | | | RATLIFF | ✓ | | | |
| BURNS | ✓ | | | | ROBERTSON | ✓ | | | |
| BURTON | ✓ | | | | ROTH | ✓ | | | |
| BYRD | ✓ | | | | SALISBURY | | ✓ | | |
| CHAMBERLAIN | ✓ | | | | SANDERS | ✓ | | | |
| CROSS | ✓ | | | | SCHMIDT | ✓ | | | |
| DICKEY | ✓ | | | | SCHWOPE | ✓ | | | |
| DOBOS | ✓ | | | | SHREVE <i>cf</i> | | | ✓ | |
| DONLEY | ✓ | | | | SHREVE | | | | |
| EDWARDS | ✓ | | | | SIMONS | ✓ | | | |
| GERINGER | ✓ | | | | SIMPSON | ✓ | | | |
| GETTER | ✓ | | | | SORENSEN | ✓ | | | |
| GRANT | ✓ | | | | STAUFFER | ✓ | | | |
| HAGEMAN | ✓ | | | | STEWART | ✓ | | | |
| HANSEN | ✓ | | | | STRAND | ✓ | | | |
| HARRISON | ✓ | | | | TIPTON | ✓ | | | |
| HENDRICKS | ✓ | | | | TYSDAL | | ✓ | | |
| HERBST | ✓ | | | | URBIGKIT, D. | ✓ | | | |
| HUMPHREY | ✓ | | | | URBIGKIT, W. <i>cf</i> | | | ✓ | |
| JACKSON | ✓ | | | | WALLIS | | ✓ | | |
| JENSEN | ✓ | | | | WEAVER | ✓ | | | |
| JONES | | ✓ | | | WIEDERSPAHN | ✓ | | | |
| LARSON, T. | ✓ | | | | WOLFLEY | ✓ | | | |
| MACMILLAN | ✓ | | | | ZUMBRUNNEN | ✓ | | | |
| MADER | ✓ | | | | MR. SPEAKER <i>Pro Tem</i> | ✓ | | | |
| MALDONADO | ✓ | | | | PRESENT | | | | |
| MARTON | ✓ | | | | | | | | |
| MCILVAIN | ✓ | | | | | | | | |
| MEENAN | ✓ | | | | | | | | |
| MICHEL | ✓ | | | | | | | | |
| MURPHY | ✓ | | | | | | | | |
| ODDE <i>cf</i> | | | ✓ | | | | | | |

AYES 55
 NOES 6
 EXCUSED 3
 ABSENT 9
 TOTAL 64
 LESS 9
55

1 SF0049H21/ F (TO ENGROSSED COPY)

2 Page 4-line 6 After "certificate" insert ";" strike "-".

3 Page 4-after line 6 Insert "(vii) DENOTE THE COLOR OF THE
4 VEHICLE.". -JACKSON ~~4X~~

1983

STATE OF WYOMING

83LSO-0306/eng

SENATE FILE NO. 0049

ENGROSSED

Transfer of vehicle title.

Sponsored by: Senator(s) GEIS

A BILL

for

1 AN ACT to amend W.S. 31-4-304(b), 31-4-308 and 31-4-309(b)
2 relating to motor vehicle titles; requiring affidavit by
3 state law enforcement officers and dealers to accompany
4 application for certification of vehicles registered or
5 titled out of state and requiring odometer certification;
6 requiring that motor vehicle titles have a space for
7 notarization of sale or transfer thereof; requiring execu-
8 tion before a notary; and providing for an effective date.

9 Be It Enacted by the Legislature of the State of Wyoming:

10 Section 1. W.S. 31-4-304(b), 31-4-308 and

1 31-4-309(b) are amended to read:

2 31-4-304. Application for certificate; fee.

3 (b) APPLICATION SHALL INCLUDE certification of the
4 applicant's ownership and of any liens or encumbrances
5 upon the vehicle, the name and address of the person to
6 whom the certificate of title shall be delivered and such
7 other information as the state tax commission requires.
8 The current title or other supporting evidence of owner-
9 ship shall accompany the application for title and the
10 title or evidence of ownership shall be retained by the
11 county clerk upon issuance of the new title. Whenever
12 application is made for a motor vehicle which is regis-
13 tered or titled in a state other than Wyoming, it shall be
14 accompanied by a current affidavit made by a Wyoming law
15 enforcement officer, OR licensed Wyoming dealer ~~or--law~~
16 ~~enforcement--officer--of--the--state--where--the--vehicle--is~~
17 ~~located~~ that the engine and manufacturer's identification
18 numbers on the motor vehicle have been inspected and cer-
19 tifying the correct engine number, and the correct serial
20 number or manufacturer's number displayed on the motor
21 vehicle AND THE CURRENT ODOMETER READING.

22 31-4-308. Issuance of certificate; form and con-
23 tents; duration.

1 (a) Upon receipt of an application any county clerk,
2 ~~shall,~~ if satisfied that the applicant is the owner of the
3 vehicle for which application for certificate of title is
4 made, SHALL issue a certificate of title upon a form
5 approved by the state tax commission, in the name of the
6 owner, bearing the signature and seal of the county
7 clerk's office.

8 (b) Each certificate of title shall:

9 (i) Bear a distinct serial number; ~~--Such~~
10 ~~certificate-of-title-shall~~

11 (ii) Be completely filled out giving a full
12 description of the vehicle including factory price, as
13 provided in ~~section-i-of-this-act~~ W.S. 31-4-304 in the
14 manner prescribed by the state tax commission; ~~and-shall~~

15 (iii) Show the date of issue and a statement
16 of all encumbrances or liens on ~~such~~ THE vehicle; ~~--The~~
17 ~~certificate-of-title-shall-also~~

18 (iv) Contain ~~upon-the-reverse-side~~ forms for
19 assignment of title or interest and warranty thereof by
20 the owner, with space for notation of liens and encum-
21 brances at the time of transfer; ~~--Said-certificate-of~~

```
1 title-shell
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2 (v) CONTAIN SPACE FOR THE NOTARIZATION OF A
3 SALE OR TRANSFER OF TITLE; AND

4 (vi) Be good for the life of the vehicle, so
5 long as the ~~same~~ VEHICLE is owned or held by the original
6 owner of ~~said~~ THE certificate.

7 31-4-309. Sale or transfer of vehicle.

(b) The ANY owner who sells or transfers his title or interest in or to such A motor vehicle after--December 31--1935, shall endorse an assignment and warranty of title upon the certificate of title for such THE vehicle with a statement of all liens and encumbrances thereon, which ASSIGNMENT, WARRANTY AND statement shall be verified under-oath SUBSCRIBED by the owner BEFORE A NOTARY PUBLIC AND ACKNOWLEDGED THEREBY IN THE MANNER PROVIDED BY LAW, and the owner shall deliver the certificate of title to the purchaser or transferee at the time of delivering the vehicle.

19 Section 2. This act is effective May 27, 1983.

20 (END)

THE LEGISLATURE OF THE STATE OF WYOMING

House of Representatives

Cheyenne, February 14....., 1983....

Mr. Speaker:

Your Committee No. 3 on TRANSPORTATION & HIGHWAYS.....

to whom was referred Senate File No. 0049.....

respectfully reports same back to the House with the recommendation that

ENGROSSED Senate File 0049 DO PASS.

AYES

NOES

EXCUSED

Byrd
Getter
Sanders
Schmidt
Shreve
Stewart
ZumBrunnen
Marton

Jensen
Perkins

.....
John P. Marton

.....
Chairman

✓ ✓ SF0049SS1/A

✓ ✓ Page 1-line 1 After "W.S." insert "31-4-304(b),".

✓ ✓ Page 1-line 2 After ";" insert "requiring affidavit by state law enforcement officers and dealers to accompany application for certification of vehicles registered or titled out of state and requiring odometer certification;"; delete "such" and insert "motor vehicle".

✓ ✓ Page 1-line 7 After "W.S." insert "31-4-304(b),".

✓ ✓ Page 1-After line 8 insert:

31-4-304. Application for certificate; fee.

(b) APPLICATION SHALL INCLUDE certification of the applicant's ownership and of any liens or encumbrances upon the vehicle, the name and address of the person to whom the certificate of title shall be delivered and such other information as the state tax commission requires. The current title or other supporting evidence of ownership shall accompany the application for title and the title or evidence of ownership shall be retained by the county clerk upon issuance of the new title. Whenever application is made for a motor vehicle which is registered or titled in a state other than Wyoming, it shall be accompanied by a current affidavit made by a Wyoming law enforcement officer, OR licensed Wyoming dealer ~~or--law--enforcement--officer--of--the state--where--the--vehicle--is--located~~ that the engine and manufacturer's identification numbers on the motor vehicle have been inspected and certifying the correct engine number and, the correct serial number or manufacturer's number displayed on the motor vehicle AND THE CURRENT ODOMETER READING.

✓ ✓ Page 2-line 18 Strike "~~upon-the-reverse-side~~". -TAGGART

House of Intro
To Com No. _____
Stand Report Do _____ Amd _____ Not _____
Com Whole Do _____ Amd _____ Not _____
2nd Reading Amd _____
3rd Reading Amd _____ Pass _____ Fail _____

Second House
To Com No. _____
Stand Report Do _____ Amd _____ Not _____
Com Whole Do _____ Amd _____ Not _____
2nd Reading Amd _____
3rd Reading Amd _____ Pass _____ Fail _____

INTRODUCED

1983

STATE OF WYOMING

83LSO-0306.01

SENATE FILE NO. 0049

Transfer of vehicle title.

Gerald E. Geis

Sponsored by: Senator(s) GEIS

A BILL

for

1 AN ACT to amend W.S. 31-4-308 and 31-4-309(b) relating to
2 motor vehicle titles; requiring that such titles have a
3 space for notarization of sale or transfer thereof;
4 requiring execution before a notary; and providing for an
5 effective date.

6 Be It Enacted by the Legislature of the State of Wyoming:

7 Section 1. W.S. 31-4-308 and 31-4-309(b) are amended
8 to read:

9 31-4-308. Issuance of certificate; form and con-
10 tents; duration.

1 (a) Upon receipt of an application any county clerk,
2 ~~shall,~~ if satisfied that the applicant is the owner of the
3 vehicle for which application for certificate of title is
4 made, SHALL issue a certificate of title upon a form
5 approved by the state tax commission, in the name of the
6 owner, bearing the signature and seal of the county
7 clerk's office.

8 (b) Each certificate of title shall:

9 (i) Bear a distinct serial number; ~~---Such~~
10 ~~certificate-of-title-shall~~

11 (ii) Be completely filled out giving a full
12 description of the vehicle including factory price, as
13 provided in ~~section--1--of-this-act~~ W.S. 31-4-304 in the
14 manner prescribed by the state tax commission; ~~and--shall~~

15 (iii) Show the date of issue and a statement
16 of all encumbrances or liens on ~~such~~ THE vehicle; ~~---The~~
17 ~~certificate-of-title-shall-also~~

18 (iv) Contain upon the reverse side forms for
19 assignment of title or interest and warranty thereof by
20 the owner, with space for notation of liens and encum-
21 brances at the time of transfer; ~~---Said--certificate--of~~

1 ~~title-shall~~

2 (v) CONTAIN SPACE FOR THE NOTARIZATION OF A
3 SALE OR TRANSFER OF TITLE; AND

4 (vi) Be good for the life of the vehicle, so
5 long as the same VEHICLE is owned or held by the original
6 owner of ~~said~~ THE certificate.

7 31-4-309. Sale or transfer of vehicle.

8 (b) The ANY owner who sells or transfers his title
9 or interest in or to ~~such~~ A motor vehicle ~~after-December~~
10 ~~31-7-1935~~, shall endorse an assignment and warranty of
11 title upon the certificate of title for ~~such~~ THE vehicle
12 with a statement of all liens and encumbrances thereon,
13 which ASSIGNMENT, WARRANTY AND statement shall be ~~verified~~
14 ~~under--oath~~ SUBSCRIBED by the owner BEFORE A NOTARY PUBLIC
15 AND ACKNOWLEDGED THEREBY IN THE MANNER PROVIDED BY LAW,
16 and the owner shall deliver the certificate of title to
17 the purchaser or transferee at the time of delivering the
18 vehicle.

19 Section 2. This act is effective May 27, 1983.

20 (END)

SF 49

Transfer of vehicle title.

83LSO- 0306.L1

FISCAL NOTE

| Anticipated REVENUE to: | Fiscal Year 19 | Fiscal Year 19 |
|-------------------------|----------------|----------------|
| | | |
| | | |
| TOTAL ESTIMATED REVENUE | | |
| Anticipated COST to: | Fiscal Year 19 | Fiscal Year 19 |
| | | |
| | | |
| TOTAL ESTIMATED COST | | |

No apparent significant fiscal or personnel impact.