

ARTICLE 6. TITLES

Rule 1. Application, Change, Transfer of Title; Procedures

140 IAC 6-1-0.5 Definitions

Authority: IC 9-14-8-3

Affected: IC 9-13-2

Sec. 0.5. (a) The definitions in this section apply throughout this article.

(b) "Bureau" refers to the bureau of motor vehicles.

(c) "Certificate of origin" means the original ownership document for a vehicle issued by a manufacturer and provided to the initial purchaser of that vehicle, which begins the vehicle's chain of ownership.

(d) "Identification number" has the meaning set forth in IC 9-13-2-75.

(e) "Person" has the meaning set forth in IC 9-13-2-124.

(f) "Rebuilt vehicle" has the meaning set forth in IC 9-13-2-149.

(g) "Stop title order" means an administrative order, based upon proper supporting evidence, that will permanently or temporarily suspend the bureau's processing a title application or applications for a vehicle and the subsequent issuance of a new certificate of title for the vehicle.

(h) "Vehicle" has the meaning set forth in IC 9-13-2-196(b). (*Bureau of Motor Vehicles; 140 IAC 6-1-0.5; filed Oct 7, 2008, 10:23 a.m.: 20081105-IR-140080215FRA; readopted filed Nov 3, 2014, 1:43 p.m.: 20141203-IR-140140375RFA; filed Oct 5, 2017, 9:34 a.m.: 20171101-IR-140160492FRA*)

140 IAC 6-1-1 Definitions (Repealed)

Sec. 1. (*Repealed by Bureau of Motor Vehicles; filed Oct 7, 2008, 10:23 a.m.: 20081105-IR-140080215FRA*)

140 IAC 6-1-2 Application for title; contents

Authority: IC 4-1-8-1; IC 9-14-8-3

Affected: IC 6-2.5; IC 9-17-2-6; IC 9-17-2-12; IC 9-24-9-2.5; IC 9-24-16-3.5; IC 9-32

Sec. 2. (a) An individual's information and Social Security number presented to the bureau must match the information that the Social Security Administration has in its records for the Social Security number. An individual who is not a United States citizen must show proof of current lawful status in the United States by presenting sufficient evidence showing the individual meets the requirements of:

(1) IC 9-24-9-2.5 for a driver's license; or

(2) IC 9-24-16-3.5(1) for an identification card.

(b) An applicant who purchased a vehicle and is unable to obtain a properly executed title for a vehicle that is valued at five thousand dollars (\$5,000) or less may obtain a title by presenting all of the following items:

(1) A valid bill of sale.

(2) An affidavit of ownership on the bureau's designated form.

(3) A letter requesting the registered owner/seller to provide the signed title to the purchaser. The letter must have been:

(A) sent to the seller by registered mail at the seller's last known address; and

(B) returned to the sender unopened and marked as being unclaimed.

(4) A vehicle inspection, if required under IC 9-17-2-12.

(5) A lien release, if necessary.

(6) An odometer statement, if required under IC 9-17-2-6.

The bureau will issue a new title to the applicant if the bureau determines that sufficient credible evidence exists to substantiate the applicant's claim of ownership. (*Bureau of Motor Vehicles; (9-1-2-1)-1; filed Feb 13, 1978, 10:31 a.m.: Rules and Regs. 1979, p. 133; filed Sep 23, 1988, 8:30 a.m.: 12 IR 249; errata filed Aug 10, 1992, 3:00 p.m.: 15 IR 2595; readopted filed Jul 30, 2001, 10:29 a.m.: 24 IR 4230; readopted filed Nov 14, 2007, 1:31 p.m.: 20071212-IR-140070562RFA; filed Oct 7, 2008, 10:23 a.m.: 20081105-IR-140080215FRA; filed Nov 12, 2009, 3:44 p.m.: 20091209-IR-140090169FRA; readopted filed Nov 24, 2015, 4:18*)

p.m.: 20151223-IR-140150108RFA; filed Oct 5, 2017, 9:34 a.m.: 20171101-IR-140160492FRA)

140 IAC 6-1-3 Change of name (Repealed)

Sec. 3. (Repealed by Bureau of Motor Vehicles; filed Oct 5, 2017, 9:34 a.m.: 20171101-IR-140160492FRA)

140 IAC 6-1-4 Adding or removing names from title

Authority: IC 9-14-8-3

Affected: IC 9-17

Sec. 4. (a) To add a name to a title, each person whose name will appear on the new title must sign the title application.

(b) To remove a name from a title, each person whose name appears on the title must sign the title application as a seller.
(Bureau of Motor Vehicles; (9-1-2-1)-3; filed Feb 13, 1978, 10:31 a.m.: Rules and Regs. 1979, p. 135; readopted filed Jul 30, 2001, 10:29 a.m.: 24 IR 4230; readopted filed Nov 14, 2007, 1:31 p.m.: 20071212-IR-140070562RFA; filed Oct 7, 2008, 10:23 a.m.: 20081105-IR-140080215FRA; readopted filed Nov 3, 2014, 1:43 p.m.: 20141203-IR-140140375RFA; filed Oct 5, 2017, 9:34 a.m.: 20171101-IR-140160492FRA)

140 IAC 6-1-5 Body change title (Repealed)

Sec. 5. (Repealed by Bureau of Motor Vehicles; filed Oct 5, 2017, 9:34 a.m.: 20171101-IR-140160492FRA)

140 IAC 6-1-6 Delinquent fee for late application (Repealed)

Sec. 6. (Repealed by Bureau of Motor Vehicles; filed Oct 7, 2008, 10:23 a.m.: 20081105-IR-140080215FRA)

140 IAC 6-1-7 Duplicate titles (Repealed)

Sec. 7. (Repealed by Bureau of Motor Vehicles; filed Oct 7, 2008, 10:23 a.m.: 20081105-IR-140080215FRA)

140 IAC 6-1-8 Transfer of title of decedent owner (Repealed)

Sec. 8. (Repealed by Bureau of Motor Vehicles; filed Oct 7, 2008, 10:23 a.m.: 20081105-IR-140080215FRA)

140 IAC 6-1-9 Police check (Repealed)

Sec. 9. (Repealed by Bureau of Motor Vehicles; filed Oct 7, 2008, 10:23 a.m.: 20081105-IR-140080215FRA)

140 IAC 6-1-10 Title for vehicle previously titled (Repealed)

Sec. 10. (Repealed by Bureau of Motor Vehicles; filed Oct 7, 2008, 10:23 a.m.: 20081105-IR-140080215FRA)

140 IAC 6-1-11 Procedures and requirements for application (Repealed)

Sec. 11. (Repealed by Bureau of Motor Vehicles; filed Oct 7, 2008, 10:23 a.m.: 20081105-IR-140080215FRA)

140 IAC 6-1-12 Correction of assignments (Repealed)

Sec. 12. (Repealed by Bureau of Motor Vehicles; filed Oct 7, 2008, 10:23 a.m.: 20081105-IR-140080215FRA)

140 IAC 6-1-13 Certificates of origin; contents; assignment (Repealed)

Sec. 13. *(Repealed by Bureau of Motor Vehicles; filed Oct 5, 2017, 9:34 a.m.: 20171101-IR-140160492FRA)*

140 IAC 6-1-14 Dealer's title; assignment and reassignment

Authority: IC 9-14-8-3

Affected: IC 9-17; IC 9-32

Sec. 14. (a) As used in this section, "dealer" means a dealer licensed under IC 9-32.

(b) A dealer may reassign a certificate of title without first applying for the title. If the dealer reassigns the vehicle to another dealer, then that dealer may also reassign the title by using the applicable bureau designated form.

(c) A dealer may reassign an out-of-state title on a bureau designated form.

(d) A total of three (3) dealer reassignments may occur. After three (3) reassignments, the last named purchaser must apply for a certificate of title.

(e) In making an assignment or reassignment, the dealer must place its dealer number on the certificate of title and applicable form.

(f) The person who signs the certificate of title and applicable form on the dealer's behalf must place information about the person's position with the dealer on the title or form next to the person's signature. *(Bureau of Motor Vehicles; (9-1-2-3)-2; filed Feb 13, 1978, 10:31 a.m.: Rules and Regs. 1979, p. 141; readopted filed Jul 30, 2001, 10:29 a.m.: 24 IR 4230; readopted filed Nov 14, 2007, 1:31 p.m.: 20071212-IR-140070562RFA; filed Oct 7, 2008, 10:23 a.m.: 20081105-IR-140080215FRA; readopted filed Nov 3, 2014, 1:43 p.m.: 20141203-IR-140140375RFA; filed Oct 5, 2017, 9:34 a.m.: 20171101-IR-140160492FRA)*

140 IAC 6-1-15 Repossession title; resale (Repealed)

Sec. 15. *(Repealed by Bureau of Motor Vehicles; filed Oct 7, 2008, 10:23 a.m.: 20081105-IR-140080215FRA)*

140 IAC 6-1-15.5 Repossession title; resale

Authority: IC 9-14-8-3

Affected: IC 6-2.5; IC 9-17-2; IC 9-17-5-2

Sec. 15.5. (a) To obtain a certificate of title under IC 9-17-5-2, a lienholder who repossessed a vehicle must submit an application using the bureau's designated form and comply with the requirements of IC 9-17-2 to obtain a title.

(b) If the original lienholder assigned the lien to a financial institution that repossessed the vehicle, then the financial institution must obtain an affidavit from the original lienholder indicating the assignment of the lien or present the properly executed Indiana title with its front indicating the assignment of the lienholder's interest.

(c) If there are multiple lienholders recorded on the title:

(1) the first lienholder can repossess the vehicle without proof of lien release from a subsequent lienholder or lienholders; and

(2) a subsequent lienholder or lienholders must have proof of lien release from the prior lienholder or lienholders in order to repossess the vehicle.

(d) The lienholder must not sell a repossessed vehicle without first obtaining a certificate of title in the lienholder's name. *(Bureau of Motor Vehicles; 140 IAC 6-1-15.5; filed Oct 7, 2008, 10:23 a.m.: 20081105-IR-140080215FRA; readopted filed Nov 3, 2014, 1:43 p.m.: 20141203-IR-140140375RFA; filed Oct 5, 2017, 9:34 a.m.: 20171101-IR-140160492FRA)*

140 IAC 6-1-16 Salvage title; conversion; assignment; transfer (Repealed)

Sec. 16. *(Repealed by Bureau of Motor Vehicles; filed Oct 7, 2008, 10:23 a.m.: 20081105-IR-140080215FRA)*

140 IAC 6-1-16.5 Salvage title; conversion to rebuilt title; assignment and transfer

Authority: IC 9-14-8-3; IC 9-22-3-1

Affected: IC 9-17; IC 9-18-2; IC 9-22-3

Sec. 16.5. (a) A person who acquires a salvage motor vehicle that was originally manufactured within the prior seven (7) model years must apply for a salvage motor vehicle title.

(b) A person with a salvage motor vehicle title for a vehicle that has been rebuilt may apply for a rebuilt title for that vehicle.

(c) A person with a salvage motor vehicle title may rebuild and sell the rebuilt vehicle without first obtaining a rebuilt title prior to selling the vehicle. However, the seller must provide the purchaser with the salvage motor vehicle title and an affidavit of restoration.

(d) A person may not register a motor vehicle with a salvage motor vehicle title until the person obtains a rebuilt title for the motor vehicle. (*Bureau of Motor Vehicles; 140 IAC 6-1-16.5; filed Oct 7, 2008, 10:23 a.m.: 20081105-IR-140080215FRA; readopted filed Nov 3, 2014, 1:43 p.m.: 20141203-IR-140140375RFA*)

140 IAC 6-1-17 Motor vehicle identification number; application (Repealed)

Sec. 17. (*Repealed by Bureau of Motor Vehicles; filed Oct 7, 2008, 10:23 a.m.: 20081105-IR-140080215FRA*)

140 IAC 6-1-17.5 Motor vehicle identification number; application (Repealed)

Sec. 17.5. (*Repealed by Bureau of Motor Vehicles; filed Oct 5, 2017, 9:34 a.m.: 20171101-IR-140160492FRA*)

140 IAC 6-1-18 Correction to vehicle identification number (Repealed)

Sec. 18. (*Repealed by Bureau of Motor Vehicles; filed Oct 7, 2008, 10:23 a.m.: 20081105-IR-140080215FRA*)

140 IAC 6-1-18.5 Title correction process

Authority: IC 9-14-8-3

Affected: IC 9-17-2-12; IC 9-32

Sec. 18.5. (a) To obtain a correct title in place of an erroneous title caused by an error in the certificate of origin that a dealer licensed under IC 9-32 gave to the motor vehicle purchaser, the applicant must present:

- (1) a corrected certificate of origin;
- (2) an affidavit from the dealer explaining the circumstances of the mistake;
- (3) a vehicle inspection under IC 9-17-2-12;
- (4) a completed title application;
- (5) the title application fee; and
- (6) the erroneous title.

(b) To obtain a correct title in place of an erroneous title that a dealer licensed under IC 9-32 caused by selling two (2) vehicles and switching the titles such that each purchaser obtained the wrong title, an applicant must present the following:

- (1) Both incorrect titles or, if the other vehicle's owner cannot be located or will not participate in the correction process, then the applicant must present the person's incorrect title. In addition, the applicant must send a letter by registered mail to the other owner at the other owner's last known address requesting the other owner to provide the erroneous title. The applicant must present a copy of that letter and a copy of the returned signed receipt, or the certified mailing returned to the sender unopened and marked as being unclaimed.
- (2) An affidavit from the dealer explaining the circumstances of the mistake.
- (3) A vehicle inspection under IC 9-17-2-12.
- (4) A title application from each purchaser, unless the other purchaser is not participating in this corrective process.
- (5) The title application fees.

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(c) The other vehicle owner may subsequently apply for a correct title. The applicant must present the applicant's incorrect title and comply with the requirements in subsection (b)(2) through (b)(5).

(d) To obtain a correct Indiana title for a vehicle with an erroneous out-of-state title, the applicant must first obtain a corrected title from the state of the title's origin. (*Bureau of Motor Vehicles; 140 IAC 6-1-18.5; filed Oct 7, 2008, 10:23 a.m.: 20081105-IR-140080215FRA; readopted filed Nov 3, 2014, 1:43 p.m.: 20141203-IR-140140375RFA; filed Oct 5, 2017, 9:34 a.m.: 20171101-IR-140160492FRA*)

140 IAC 6-1-19 Levy on mechanic's or garage lien; title (Repealed)

Sec. 19. (*Repealed by Bureau of Motor Vehicles; filed Oct 7, 2008, 10:23 a.m.: 20081105-IR-140080215FRA*)

140 IAC 6-1-20 Stop title orders; removal (Repealed)

Sec. 20. (*Repealed by Bureau of Motor Vehicles; filed Oct 7, 2008, 10:23 a.m.: 20081105-IR-140080215FRA*)

140 IAC 6-1-21 Stop title orders; removal

Authority: IC 9-14-8-3

Affected: IC 9-17-2-14.5

Sec. 21. (a) The bureau may issue a stop title order if during the process of a person applying for a title to a vehicle, the bureau determines that another title exists for that vehicle due to a duplicate certificate of origin, a duplicate title, or a duplicate vehicle identification number. The bureau will remove the stop title order upon the applicant satisfying the requirements of IC 9-17-2-14.5, or an order entered after an administrative hearing, including any subsequent court order entered due to an appeal of the administrative hearing result.

(b) The bureau may issue a stop title order if a law enforcement agency's authorized representative submits a written request to the bureau to issue a stop title order for a vehicle. The written request must identify the law enforcement agency, the authorized representative's name and position within the agency, a brief explanation for why the agency is requesting the stop title order, and the length of time that the agency is requesting the stop title order be effective. The bureau will remove the stop title order pursuant to the law enforcement agency's request, an order entered after an administrative hearing, including any subsequent court order entered due to an appeal of the administrative hearing result, or by the commissioner of the bureau or the commissioner's designee.

(c) The bureau may issue a stop title order if the bureau cannot verify the accuracy of the title applicant's information. The bureau will remove the stop title order upon the applicant satisfying the requirements of IC 9-17-2-14.5, or an order entered after an administrative hearing, including any subsequent court order entered due to an appeal of the administrative hearing result.

(d) The bureau may issue a stop title order if during the title application process, the bureau discovers an error in the information necessary to ensure a valid title. The bureau will remove the stop title when the error is corrected. (*Bureau of Motor Vehicles; 140 IAC 6-1-21; filed Oct 7, 2008, 10:23 a.m.: 20081105-IR-140080215FRA; readopted filed Nov 3, 2014, 1:43 p.m.: 20141203-IR-140140375RFA; filed Oct 5, 2017, 9:34 a.m.: 20171101-IR-140160492FRA*)

140 IAC 6-1-22 Transfer of manufactured home attached to real estate (Repealed)

Sec. 22. (*Repealed by Bureau of Motor Vehicles; filed Oct 5, 2017, 9:34 a.m.: 20171101-IR-140160492FRA*)

140 IAC 6-1-23 Watercraft title

Authority: IC 9-14-8-3

Affected: IC 9-17-4

Sec. 23. An identification number assigned by the bureau to a watercraft under IC 9-17-4 must be engraved or embossed on the exterior of the starboard (right) transom of the watercraft. (*Bureau of Motor Vehicles; 140 IAC 6-1-23; filed Oct 5, 2017, 9:34 a.m.: 20171101-IR-140160492FRA*)

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