

6. *The Department determines that the vehicle is mechanically unfit and unsafe to be operated upon the highways of the state.*

§ 3-111. *Lost, stolen, or mutilated certificates.*

(a) *If a certificate of title is lost, stolen, mutilated, destroyed, or becomes illegible, the owner or the legal representative of the owner named in the certificate, as shown by the records of the department, shall promptly make application for and may obtain a duplicate upon furnishing information satisfactory to the department and upon payment of the prescribed fee. The duplicate certificate of title shall contain the legend "This is a duplicate certificate and may be subject to the rights of a person under the original certificate."*

(b) *A person recovering an original certificate of title for which a duplicate has been issued shall promptly surrender the original certificate to the department.*

§ 3-112. *Transfer.*

(a) *Except as otherwise provided in section 3-113, if an owner transfers his interest in a vehicle, other than by the creation of a security interest, at the time of the delivery of the vehicle, he shall execute an assignment and warranty of title to the transferee, with a statement of all liens and encumbrances thereon, in the space provided therefor on the certificate, and he shall deliver the certificate of title to the transferee at the time of delivering the vehicle.*

(b) *Except as provided in section 3-113, the transferee, promptly after delivery to him of the vehicle, shall execute the application for a new certificate of title in the space provided therefor on the certificate or as the department prescribes, and cause the certificate and application to be mailed or delivered to the department. If the application for a new certificate of title is not received by the department within 30 days after delivery of the vehicle to the transferee, the department, in its discretion, may assess an additional service fee of \$5.00 for making the transfer of title.*

(c) *It is unlawful and a misdemeanor for anyone other than a dealer to purchase, or for any one to sell, within the limits of this State, any used or second hand vehicle of a type for which a certificate of title is required hereunder, unless*

1. *A certificate of title of the vehicle has been issued by the department or by another state; or*

2. *A certificate of registration of the vehicle has been issued by a state which does not issue certificates of title of such vehicles.*

§ 3-113. *Transfer to or from dealer; records.*

(a) *If the transferee of a vehicle is a registered dealer who holds the vehicle for sale, he shall retain the certificate of title in his possession. The certificate of title shall have thereon an assignment and warranty of title executed by the former owner, and must be in the possession of the dealer within 10 days of the date of transfer to the registered dealer and remain therein until the further sale or transfer of ownership of the vehicle. All certificates covering ve-*