

3-112.

(a) Except as otherwise provided in § 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 § 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] ADMINISTRATION prescribes, and cause the certificate and application to be mailed or delivered to the [Department] ADMINISTRATION. If the application for a new certificate of title is not received by the [Department] ADMINISTRATION within 30 days after delivery of the vehicle to the transferee, the [Department,] ADMINISTRATION, in its discretion, may assess an additional service fee of \$5.00 for making the transfer of title.

(c) NO PERSON SHALL KNOWINGLY SELL, TRANSFER, OR OTHERWISE DISPOSE OF ANY VEHICLE THAT HAS BEEN [(1)] USED AS A TAXICAB, OR (2) DAMAGED BY WATER TO SUCH AN EXTENT THAT THE INSURANCE COMPANY INSURING THE VEHICLE HAS PAID A CLAIM OF ONE THOUSAND DOLLARS (\$1000.00) OR MORE BECAUSE OF THE WATER DAMAGE OR HAS DETERMINED THE VEHICLE TO BE A CONSTRUCTIVE TOTAL LOSS], UNLESS AND UNTIL HE ATTACHES TO THE CERTIFICATE OF TITLE A SIGNED STATEMENT TO THE EFFECT THAT THE VEHICLE HAS BEEN USED AS A TAXICAB [OR DAMAGED BY WATER]. UPON RECEIPT OF A CERTIFICATE OF TITLE TO WHICH IS ATTACHED THE INFORMATION REQUIRED HEREIN, THE ADMINISTRATOR UPON ISSUING A NEW CERTIFICATE OF TITLE SHALL PLACE AN APPROPRIATE NOTATION ON THE CERTIFICATE IN ORDER TO CONVEY THE INFORMATION TO THE NEW OWNER OF THE VEHICLE.

(D) It is unlawful and a misdemeanor for anyone other than a dealer to purchase, or for anyone 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] ADMINISTRATION 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.

SECTION 2. AND BE IT FURTHER ENACTED, That this Act shall take effect July 1, 1973.

Approved May 21, 1973.
