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Driver and Vehicle Services Update

Bureau of Motor Vehicles - Research and Support Operations Section

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This newsletter may be downloaded by visiting the Driver and Vehicle Services website at www.dmv.state.pa.us

BULLETIN NO. 05-06

AUGUST 2005

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- . Proof of Sales Tax Paid In Reciprocal States
- . Vehicle Sales to Minors
- . Odometer Corrections Reminder
- . Revised MV-1, "Application for Certificate of Title"
- . New Replacement Plate Procedures for Specialty Plates

PROOF OF SALES TAX PAID IN RECIPROCAL STATES

We have received revised procedures from the Department of Revenue when using a bill of sale for proof of payment of out-of-state sales tax for a sales tax credit.

The Department of Revenue prefers a notarized bill of sale and cancelled check, or written documentation such as a letter or written notice from the previous jurisdiction, a registration document showing the sales tax or the out-of-state certificate of title showing sales tax was paid and the amount. However, the Department of Revenue has informed the Department that a number of states do not maintain sales tax information specific to vehicle records. Therefore in some cases it would be impossible for a customer to obtain proof of sales tax paid from the jurisdiction. In those cases the Department will accept a notarized bill of sale or notarized letter from the dealership indicating the amount of sales tax paid as proof of sales tax credit.

VEHICLE SALES TO MINORS REMINDER

Recently, the Department has received a number of questions regarding minors titling and registering vehicles in their name.

There is nothing in the Vehicle Code which prohibits a minor individual from owning a motor vehicle. Unlike Section 1507 which requires a parent or guardian's consent for a minor to apply for a drivers license, the Vehicle Code does not require that a parent of a minor consent to his/her application for title or registration. This is because the Vehicle Code places obligations on vehicle owners regardless of their age.

The Vehicle Code requires the owner of a vehicle to apply for a certificate of title and further requires that the application be made out in the "actual or bona fide name and address of the owner." An "owner" is defined as a person, other than a lienholder, having the property right in or title to a vehicle. A minor individual is considered a person under the Vehicle Code and therefore could be an owner.

Although a person under 18 years old may be able to void a contract that he/she has entered into, title and registration applications are not contracts and are treated differently. Titling and registration are regulated by the Vehicle Code not by contract principles. A minor's ability to void a contract is not a basis upon which the Department would refuse to title and register a vehicle.

The Department treats a minor the same as an adult when it comes to titling and registration. A minor who applies for title to a vehicle will not

**VEHICLE SALES TO MINORS
REMINDER (CON'T)**

have the title work rejected based upon his/her age. The minor is still required to have the same proof of ownership, proof of identification and proof of financial responsibility documents the same as an adult individual.

**ODOMETER CORRECTIONS
REMINDER**

It has recently come to the Department's attention that some agents are making odometer corrections by either writing over the incorrect odometer mileage or completing a notarized affidavit to correct the odometer information. This practice is not acceptable.

As stated in the Defaced Title Fact Sheet, "Correction of mileage disclosure information is unacceptable". If a mistake occurs in the recording of the odometer information on the proof of ownership document, a duplicate title MUST be applied for and received prior to the agent submitting the paperwork to the Department for processing.

If the Department receives odometer corrections in the manner described above, the applications will be rejected.

**REVISED FORM MV-1, "APPLICATION
FOR CERTIFICATE OF TITLE"**

Form MV-1, "Application for Certificate of Title", has been revised and is now available for distribution.

Modifications have been made to the form to accommodate additional fuel type selections.

Previously the form only allowed for a selection of diesel or electric, if no fuel type was indicated on the form the procedure was to default to gas as the fuel type. Modifications have been completed that now allow for the selection of gas, diesel, electric, propane, hybrid or other.

Older editions of the MV-1 form will be obsoleted on December 1, 2005

SEE NEXT PAGE FOR NEW REPLACEMENT PLATE PROCEDURE FOR SPECIALTY PLATES

NEW REPLACEMENT PLATE PROCEDURES FOR SPECIALTY PLATES

Attached is a matrix that outlines the new procedures for replacing a special plate. This process was needed since the Department transitioned to issuing some specialty plates as an on-demand plate versus replacing plates from inventory.

In most cases this new process requires the customer to contact the organization using the specific specialty plate form and submit full payment for a replacement specialty plate (see the Fee and Form column on matrix). One exception is when only a \$7.50 fee is required for that type of registration plate such as the Purple Heart Plate or Person with Disability Plate. Additionally, if the plate, regardless of the type, was never received by the customer and is less than 90 days from the original issue date, only the MV-44 is required. In these instances, the MV-44 would be completed with the Section B indicating "replacement plate." The reason would be "never received." The "other" block would also be checked with the type of plate being replaced indicated in the space provided.

If a customer requires an immediate replacement plate and is unable to wait until a replacement specialty plate can be manufactured or the specialty plate cannot be issued at the business location (PennDOT counter or on-line messenger), the customer would be required to complete Form MV-44 and submit \$7.50 for a standard issue replacement registration plate.

"Special" Plate Replacement
Fees and Forms Required For Replacement
When Lost, Stolen, Defaced, Never Received (More than 90 days)

PLATE	FEE	FORM	SPECIAL INSTRUCTIONS
Special Fund	\$35.00	MV-911	If an immediate replacement plate is needed and can't be issued at the business location, the customer should also submit an MV-44 and \$7.50. A standard plate will be issued until the replacement Special Fund plate can be provided.
Special Organization	\$20.00 + fee required by organization	MV-904 SO (available through the organization only)	If an immediate replacement plate is needed, the customer should also submit an MV-44 and \$7.50. A standard plate will be issued until the replacement Special Organization plate can be provided.
Specialty Plate Program	\$20.00 + fee required by organization	MV-904 SP (available through the organization only)	If an immediate replacement plate is needed, the customer should also submit an MV-44 and \$7.50. A standard plate will be issued until the replacement Specialty plate can be provided.
Specialty (Victory Junction)	\$20.00 + fee required by organization	MV-913 (available on our website or through the organization only)	If an immediate replacement plate is needed, the customer should also submit an MV-44 and \$7.50. A standard plate will be issued until the replacement Victory Junction plate can be provided.
Personalized	\$20.00	MV-904	If an immediate replacement plate is needed, the customer should also submit an MV-44 and \$7.50. A standard plate will be issued until the replacement Personalized plate can be provided.
Steelworker	\$20.00	MV-910	If an immediate replacement plate is needed and can't be issued at the business location, the customer should also submit an MV-44 and \$7.50. A standard plate will be issued until the replacement Steelworker plate can be provided.
World War II Veteran	\$20.00	MV-150	If an immediate replacement plate is needed and can't be issued at the business location, the customer should also submit an MV-44 and \$7.50. A standard plate will be issued until the replacement World War II Veteran plate can be provided.

PLATE	FEE	FORM	SPECIAL INSTRUCTIONS
Persian Gulf War Veteran	\$20.00	MV-150	If an immediate replacement plate is needed and can't be issued at the business location, the customer should also submit an MV-44 and \$7.50. A standard plate will be issued until the replacement Persian Gulf War Veteran plate can be provided.
Pearl Harbor Survivor	\$20.00	MV-150	If an immediate replacement plate is needed and can't be issued at the business location, the customer should also submit an MV-44 and \$7.50. A standard plate will be issued until the replacement Pearl Harbor Survivor plate can be provided.
Expeditionary Forces	\$20.00	MV-150	If an immediate replacement plate is needed and can't be issued at the business location, the customer should also submit an MV-44 and \$7.50. A standard plate will be issued until the replacement Expeditionary Forces plate can be provided.
Korean War Veteran	\$20.00	MV-150	If an immediate replacement plate is needed and can't be issued at the business location, the customer should also submit an MV-44 and \$7.50. A standard plate will be issued until the replacement Korean War Veteran plate can be provided.
Vietnam Conflict	\$20.00	MV-150	If an immediate replacement plate is needed and can't be issued at the business location, the customer should also submit an MV-44 and \$7.50. A standard plate will be issued until the replacement Vietnam Conflict plate can be provided.
Veteran Motorcycle	\$20.00	MV-150	If an immediate replacement plate is needed and can't be issued at the business location, the customer should also submit an MV-44 and \$7.50. A standard plate will be issued until the replacement Veteran Motorcycle plate can be provided.
Retired Legislator	\$20.00	MV-904RL	If an immediate replacement plate is needed, the customer should also submit an MV-44 and \$7.50. A standard plate will be issued until the replacement Retired Legislator plate can be provided.
Street Rod	\$20.00	MV-44	If an immediate replacement plate is needed and can't be issued at the business location, a standard plate will be issued until the replacement Street Rod plate can be provided. A fee of \$7.50 will be required. The business location should forward a copy of the MV-44, the \$20.00 replacement fee and evidence showing the standard plate replacement to the Department where the replacement Street Rod plate will be issued.
Antique	\$7.50	MV-44	All requests for a replacement Antique plate must be issued from authorized PennDOT business locations only.
Classic	\$7.50	MV-44	All requests for a replacement Classic plate must be issued from authorized PennDOT business locations only.
Collectible	\$7.50	MV-44	All requests for a replacement Collectible plate must be issued from authorized PennDOT business locations only.
PLATE	FEE	FORM	SPECIAL INSTRUCTIONS
Person with Disability	\$7.50	MV-44	If an immediate replacement plate is needed and can't be issued at the business location, a standard plate will be issued until the replacement Person with Disability plate can be provided. The business location should forward a copy of the MV-44 with "other" checked in Section B and the type of plate needed written on the adjoining line along with evidence showing the standard plate replacement to the Department. These applications should then be sent to the Department where the replacement Person with Disability plate will be issued.
Disabled Veteran	\$7.50	MV-44	If an immediate replacement plate is needed and can't be issued at the business location, a standard plate will be issued until the replacement Disabled Veteran plate can be provided. The business location should forward a copy of the MV-44 with "other" checked in Section B and the type of plate needed written on the adjoining line along with evidence showing the standard plate replacement to the Department. These applications should then be sent to the Department where the replacement Disabled Veteran plate will be issued.
Severely Disabled Veteran	\$7.50	MV-44	If an immediate replacement plate is needed and can't be issued at the business location, a standard plate will be issued until the replacement Severely Disabled plate can be provided. The business location should forward a copy of the MV-44 with "other" checked in Section B and the type of plate needed written on the adjoining line, along with evidence showing the standard plate replacement to the Department. These applications should then be sent to the Department where the replacement Severely Disabled Veteran plate will be issued.
Purple Heart	\$7.50	MV-44	If an immediate replacement plate is needed and can't be issued at the business location it was presented, a standard plate will be issued until the replacement Purple Heart plate can be provided. The business location should forward a copy of the MV-44 with "other" checked in Section B and the type of plate needed written on the adjoining line, along with evidence showing the standard plate replacement to the Department. These applications should then be sent to the Department where the replacement Purple Heart plate will be issued.
Ex-Prisoner of War	\$7.50	MV-44	If an immediate replacement plate is needed and can't be issued at the business location it was presented, a standard plate will be issued until the replacement Ex-Prisoner of War plate can be provided. The business location should forward a copy of the MV-44 with "other" checked in Section B and the type of plate needed written on the adjoining line, along with evidence showing the standard plate replacement to the Department. These applications should then be sent to the Department where the replacement Ex-Prisoner of War plate will be issued.