

Senate Bill 250

By: Senator Bulloch of the 11th

AS PASSED SENATE

**A BILL TO BE ENTITLED
AN ACT**

1 To amend Code Section 40-3-21 of the Official Code of Georgia Annotated, relating to
2 application for first certificate of title of a vehicle, so as to provide that all such applications
3 shall bear the full legal name and driver's license number of the owner; to repeal conflicting
4 laws; and for other purposes.

5 **BE IT ENACTED BY THE GENERAL ASSEMBLY OF GEORGIA:**

6 **SECTION 1.**

7 Code Section 40-3-21 of the Official Code of Georgia Annotated, relating to application for
8 first certificate of title, is amended by striking subparagraph (1) of subsection (a) of said
9 Code section in its entirety and inserting in lieu thereof the following:

10 "(a) The application for the first certificate of title of a vehicle in this state shall be made
11 by the owner to the commissioner or the commissioner's duly authorized county tag agent
12 on the prescribed form. Except as provided in subsection (b) of this Code section, the
13 application must be submitted to the commissioner or the appropriate authorized county
14 tag agent by the owner of the vehicle within 90 days from the date of purchase of the
15 vehicle or from the date the owner is otherwise required by law to register the vehicle in
16 this state. If the owner does not submit the application within that time, the owner of the
17 vehicle shall be required to pay a penalty of \$10.00 in addition to the ordinary title fee
18 provided for by this chapter. If the documents submitted in support of the title application
19 are rejected, the party submitting the documents shall have 60 days from the date of
20 rejection to resubmit the documents required by the commissioner or the authorized county
21 tag agent for the issuance of a certificate of title. Should the documents not be properly
22 resubmitted within the 60 day period, there shall be an additional \$10.00 penalty assessed,
23 and the owner of the vehicle shall be required to remove immediately the license plate of
24 the vehicle and return same to the commissioner or the authorized county tag agent. The
25 license plate shall be deemed to have expired at 12:00 Midnight of the sixtieth day

1 following the initial rejection of the documents submitted, if the documents have not been
2 resubmitted as required under this subsection. Such application shall contain:

3 (1) The full legal name, driver's license number, residence, and mailing address of the
4 owner;

5 (2) A description of the vehicle, including, so far as the following data exist: its make,
6 model, identifying number, type of body, the number of cylinders, and whether new,
7 used, or a demonstrator and, for a manufactured home, the manufacturer's statement or
8 certificate of origin and the full serial number for all manufactured homes sold in this
9 state on or after July 1, 1994;

10 (3) The date of purchase by the applicant and, except as provided in paragraph (2) of
11 subsection (c) of this Code section, the name and address of the person from whom the
12 vehicle was acquired and the names and addresses of the holders of all security interests
13 and liens in order of their priority; and

14 (4) Any further information the commissioner reasonably requires to identify the vehicle
15 and to enable the commissioner or the authorized county tag agent to determine whether
16 the owner is entitled to a certificate of title and the existence or nonexistence of security
17 interests in the vehicle and liens on the vehicle."

18 SECTION 2.

19 All laws and parts of laws in conflict with this Act are repealed.