

STATE OF NEW YORK

4550

2021-2022 Regular Sessions

IN SENATE

February 5, 2021

Introduced by Sen. PALUMBO -- read twice and ordered printed, and when printed to be committed to the Committee on Transportation

AN ACT to amend the vehicle and traffic law, in relation to instant records of vehicle certificates of title

The People of the State of New York, represented in Senate and Assembly, do enact as follows:

1 Section 1. Subdivision (b) of section 2108 of the vehicle and traffic
2 law, as added by chapter 1134 of the laws of 1971, is amended to read as
3 follows:

4 (b) The certificate of title shall contain forms for assignment and
5 warranty of title by the owner, and for assignment and warranty of title
6 by a dealer, and may contain forms for applications for a certificate of
7 title by a transferee, the naming of a lienholder and the assignment or
8 release of the security interest of a lienholder. The commissioner
9 shall design the certificate of title to provide for an instant record
10 of such an assignment and warranty of title to be retained by the
11 transferor. This record shall contain the signatures of the transferor
12 and transferee and the date so signed.

13 § 2. Subdivision (a) of section 2113 of the vehicle and traffic law,
14 as added by chapter 1134 of the laws of 1971, is amended to read as
15 follows:

16 (a) If an owner transfers his interest in a vehicle, other than by the
17 creation of a security interest, he shall, at the time of the delivery
18 of the vehicle, execute an assignment and warranty of title to the
19 transferee in the space provided therefor on the certificate or as the
20 commissioner prescribes, and cause the certificate and assignment to be
21 mailed or delivered to the transferee. The assignment and warranty of
22 title required by this section shall include a statement signed by the
23 transferor stating either, (i) any facts or information known to him
24 that could reasonably affect the validity of the title of the vehicle;
25 or, (ii) that no such facts or information are known to him. The

EXPLANATION--Matter in italics (underscored) is new; matter in brackets
[-] is old law to be omitted.

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1 transferor may file the record of such assignment and warranty with the
2 commissioner. Upon such filing, the department shall, as soon as practi-
3 cable, remove the name of the transferor as the owner of record from all
4 relevant databases of the department.

5 § 3. This act shall take effect on the ninetieth day after it shall
6 have become a law.