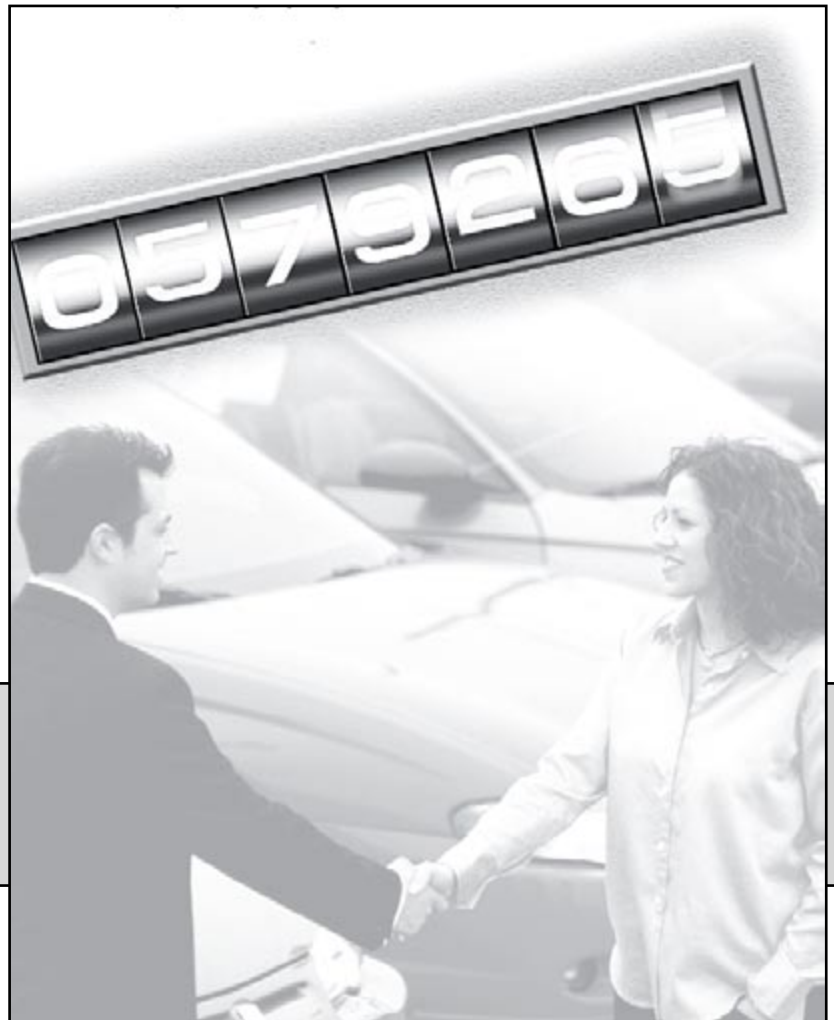


# Nevada Odometer Disclosure



**DMV**

*Nevada Department of Motor Vehicles*

September 2006

**TABLE OF CONTENTS**

**SECTION I – GENERAL INFORMATION**

Preface..... I-1  
Purpose..... I-2  
Auction Requirements ..... I-3  
Leased Vehicles ..... I-3  
Involuntary Transfers ..... I-3  
Ownership by Federal Government ..... I-4  
Unlawful Acts ..... I-4

**SECTION II – COMPLETING ODOMETER DISCLOSURE DOCUMENTS**

Odometer Mileage Disclosure ..... II-1  
Nevada Certificate of Title ..... II-2  
Secure Power of Attorney ..... II-13  
Dealer Reassignment of Title ..... II-18

**SECTION III – FREQUENTLY ASKED QUESTIONS**

Frequently Asked Questions ..... III-1

**SECTION IV**

Glossary ..... IV-1

# **SECTION I**

## **GENERAL INFORMATION**

## **PREFACE**

The Nevada Department of Motor Vehicles has prepared this guide to assist the motor vehicle industry when conducting business with the Department. This guide for Odometer Disclosure Requirements was developed to assist you with meeting state and federal requirements when completing odometer disclosures. It was created as an informational and instructional reference, and attention to the detailed information and examples will ensure proper completion of forms required to register and/or title vehicles in the State of Nevada.

If you have any suggestions that may help improved this guide, please provide them in writing to:

Nevada Department of Motor Vehicles  
Management Services and Programs  
Vehicle Programs  
555 Wright Way  
Carson City, NV 89711

The purpose of Federal Regulation, Part 580 and United States Code, Title 49 is to provide purchasers of motor vehicle with odometer information to assist them in determining a vehicle's condition and value by making the disclosure of a vehicle's mileage and requirement for insurance of a certificate of title. The act also requires lessees to disclose to their lessors the vehicle's mileage at the time the lessors transfer the vehicles.

This document prescribes rules requiring transferors and lessees of motor vehicles to make written disclosures to transferees and lessors respectively concerning the odometer mileage and its accuracy as directed by sections 408 (a) and (e) of the Motor Vehicle Information and Cost Savings Act as amended, 15 U.S. C. 1988 (a) and (e). In addition, this part prescribes the rules requiring the retention of odometer disclosure statements by motor vehicle dealers, distributors, lessors and salvage pools and the retention of information by auction companies as directed by sections 408 (g) and 414 of the Motor Vehicle Information and Cost Savings Act as amended. 15 U.S. C.1990 (d) and 1988 (g).

The odometer mileage reading for vehicles that have been repossessed must be reported by the legal owner of record (lienholder).

Transfer of new vehicle prior to its first transfer for purposes other than a resale need not disclose the vehicle's odometer mileage.

New vehicles dealers are not required to complete odometer disclosure statements on the transfer of new vehicles prior to the first retail sale of vehicles (dealer-to-dealer) sales in conjunction with an MCO or MSO are exempt. With the first retail sale, the dealer is required to complete an odometer disclosure.

## **AUCTION REQUIREMENTS (580.9)**

Dealers who sell vehicles at auction must include an odometer statement from the last owner of record. In a typical situation where the auction serves as an agent for the selling dealer, the auction is not required to acknowledge an odometer disclosure as transferee or disclose the odometer reading as transferor.

Auction companies must retain records at their primary place of business for five years following the date of sale of each vehicle. The records must be filed to permit systematic retrieval of the records.

The record must contain:

1. The name of the most recent owner (other than the auction company),
2. The name of the buyer,
3. The vehicle identification number, and
4. The odometer reading on the date the auction company took possession of the vehicle.

## **LEASED VEHICLES (580.7)**

Before a transfer of ownership is documented, the lessor of the leased vehicle must notify the lessee in writing that the lessee is required to provide an odometer disclosure statement. The disclosure may be made on either the certificate of ownership, or if the reassignment area is filled, using the Dealer Reassignment of Title form.

Both the lessee and lessor must sign the disclosure statement.

## **INVOLUNTARY TRANSFERS**

There are several reasons for the ownership of a vehicle to change without the owner of record involvement, which may include:

1. Repossession
2. Transfer by Court Order
3. Mechanic or Storage Lien
4. Law Enforcement Sales

In these cases, the party acting as transferor (lienholder, bankruptcy trustee, law enforcement agency, etc) is responsible for the odometer disclosure. When there is not a party acting as the transferor, i.e., when a court order determines ownership, the person awarded the vehicle must indicate the odometer reading on the application of ownership to the best of their knowledge, based on the current reading.

## **OWNERSHIP BY FEDERAL GOVERNMENT**

Sales of new vehicles from the manufacturer to the federal government are exempt from odometer disclosure requirements.

Vehicles sold by the federal government to non-government entities must comply with odometer disclosure requirements. The statement is made on the United States Government Certificate to Obtain Title to a Vehicle (Form 97). If the area for odometer disclosure is filled, the Secure Power of Attorney form is used.

## **UNLAWFUL ACTS**

The Act makes it unlawful for any person:

1. To advertise for sale, to sell, to use, or to install or to have installed, any device, which causes an odometer to register an inaccurate mileage (15 U.S.C., 1983)
2. To disconnect an odometer (15 U.S.C., 1984)
3. To reset or alter the odometer of any motor vehicle with intent to change the mileage (15 U.S.C., 1984)
4. To drive, with fraudulent intent, a motor vehicle with a disconnected or nonfunctional odometer (15 U.S.C., 1985)
5. To conspire with any other person to violate the provisions of the Act (15 U.S.C., 1986)
6. To fail to issue a disclosure statement or to issue a false statement (15 U.S.C., 1988)
7. If a dealer or distributor, to fail to receive a complete mileage disclosure statement (15 U.S.C., 1988)

# **SECTION II**

## **COMPLETING ODOMETER DISCLOSURE DOCUMENTS**

## **ODOMETER MILEAGE DISCLOSURE NRS 482.245, NRS 484.606 to 484.6069**

Federal and state laws and regulations require an odometer disclosure be completed upon transfer of ownership for vehicles 9 years old or newer.

The odometer disclosure must be made in writing on the secure title document or on the secure reassignment document if one is used to reassign a title.

If the vehicle has never been titled, i.e., a new vehicle or one coming into the country for the first time, the disclosure should be made on a separate document. This document does not need to be secure, however, the same person (person includes company or corporation) cannot sign the disclosure as both the transferee and transferor.

The seller and purchaser must jointly attest to the odometer reading shown on the vehicle's odometer apparatus at the time of transfer of ownership of the vehicle.

If the odometer reading is not the actual mileage of the vehicle, the appropriate designation must be made on the odometer disclosure.

If a vehicle does not have an odometer, the disclosure must include a statement to that effect, and that the true mileage of the vehicle is not known.

An odometer disclosure must be completed when an out-of-state vehicle is titled for the first time in Nevada, even if there is no ownership change.

An odometer disclosure must include:

- The printed name and signature of each buyer and seller (the buyer and seller cannot be the same person)
- The current address of each buyer and seller
- A complete vehicle description (make, model, year, body type and VIN)
- The current odometer reading, excluding tenths
- The date of the transfer of ownership

A Secure Power of Attorney must be used to disclose the mileage of the vehicle when a Certificate of Title or ownership is physically held by a lienholder or when a duplicate Certificate of Title or ownership is applied for.

The original copy of the odometer disclosure statement must be submitted to the Department with the title documents.

## **NEVADA CERTIFICATE OF TITLE NRS 482.285 and 482.400**

There are currently several valid styles of Nevada Certificates of Title (Form RD-2) in circulation. For the purpose of this guide, only the two most recent styles will be addressed (Revision 01/06 and Revision 10/01).

The registered owner or seller must sign the Certificate of Title exactly as the name appears on the face of the Certificate of Title:

- If there is more than one registered owner or seller, and they are joined by “and,” the signature of each registered owner or seller is required.
- If there is more than one registered owner or seller, and they are joined by “and/or” or “or,” only one of the owner or seller’s signature is required.
- If there is more than one registered owner or seller, and they are not joined by “and” or “and/or” or “or” the signature of each registered owner or seller is required. The Department considers no name indicator as “and” in these cases.
- If the owner or seller information is in the name of a business, the name of the business must appear along with the signature of an authorized business representative.

Buyer information must be completed indicating exactly how the new Certificate of Title is to read, and must show the buyer’s full legal name as displayed on their Nevada Driver’s License or Identification Card.

**NEVADA CERTIFICATE OF TITLE  
(FORM RD-2)  
REVISION 01/06 (FRONT)**

1. Vehicle Information: The vehicle identification number, year, make, model and vehicle body.
2. Title Number: The number assigned at the time the title is created.
3. Date Issued: The date the title was issued.
4. Odometer Miles: The reading indicated on the vehicle's odometer apparatus.
5. Fuel Type: The type of fuel the vehicle uses.
6. Sales Tax Paid: the "Y" or "N" indicates whether sales tax was paid for the vehicle.
7. Empty Weight: The actual weight of the vehicle when empty.
8. Gross Weight: The maximum recommended weight of the vehicle when full (passengers, luggage, etc.).
9. GVWR: The gross vehicle weight rating (the weight of the vehicle plus the vehicle's useful or maximum-load).
10. Vehicle Color: The color of the vehicle.
11. Odometer Brand: The actual status of the odometer reading.
  - A. Exceeds Mechanical Limits; the vehicle has traveled more miles than the odometer is capable of showing.
  - B. Not Actual; the odometer reading is not the actual mileage (the odometer may have been broken or a new odometer may have been installed).
  - C. Exempt; the vehicle is ten years old or older or meets the exemption qualifications in Title 49 Odometer Disclosure.
12. Brands: The description of a vehicle that has suffered damage. When more than one brand applies, all brands will be listed:
  - Flood Damage
  - Lemon Law Buyback
  - Non-Rebuildable
  - Non-Repairable
  - Non-U.S. Vehicle

- Not Street Legal
  - Rebuilt
  - Total Loss
13. Owner(s) Name and Address: The name and address of the person or persons the Certificate of Title is issued to.
  14. Lienholder(s) Name and Address: The name and address of the legal owner of the vehicle who holds the security interest, if different from number 13.
  15. Lienholder(s) Release: All Nevada Certificates of Title that show a lienholder require a release of lien. The lienholder or authorized agent of the lienholder must complete this section. The signature of the lienholder or the authorized agent and the date of the signature are required to complete the release. If the lienholder is a business, the business name must appear along with the signature of an authorized representative of the business.
  16. Full Legal Name and Address of Buyer(s): This section must be completed exactly as it is to appear on the new Certificate of Title; this is the first assignment.
  17. Nevada Driver's License or Identification Number: Enter the customer's Nevada Driver's License, Identification, FEIN, or DMV Business License Number. If the customer does not have one of these numbers, write "None".
  18. Odometer Declaration: The odometer reading must be recorded exactly as it shows on the vehicle's odometer apparatus, excluding tenths. The seller(s) must complete the Odometer Statement to the best of their knowledge.
  19. Odometer Reading: If the odometer reading is not the actual mileage of the vehicle, one of the statements must be checked. The Certificate of Title will be branded accordingly.
  20. Date of Sale: The actual date ownership of the vehicle was transferred.
  21. Signature and Printed Name of the Seller(s).
  22. Dealer's License Number: Enter the Nevada DMV Business License Number.
  23. Signature and Printed Full Legal Name of the Buyer(s).

**Note:** Any alteration or erasure voids a Nevada Certificate of Title. The control number in the lower right hand corner of the Certificate of Title is not the title number. The Department uses this number internally for inventory control.

# NEVADA CERTIFICATE OF TITLE REVISION 01/06 (FRONT)

**STATE OF NEVADA**  
DEPARTMENT OF MOTOR VEHICLES

**CERTIFICATE OF TITLE**

VIN **1**      YEAR **1** MAKE **1** MODEL **1**      VEHICLE BODY **1** TITLE NUMBER **2**  
DATE ISSUED **3**      ODOMETER MILES **4** FUEL TYPE **5** SALES TAX PD **6**      EMPTY WT **7** GROSS WT **8** GVWR **9**  
VEHICLE COLOR **10**      ODOMETER BRAND **11**      BRANDS **12**

OWNER(S) NAME AND ADDRESS  
**13**

LIENHOLDER(S) NAME AND ADDRESS  
**14**

LIENHOLDER(S) RELEASE - INTEREST IN THE VEHICLE DESCRIBED ON THIS TITLE IS HEREBY RELEASED:  
**15**

SIGNATURE OF AUTHORIZED AGENT \_\_\_\_\_ DATE \_\_\_\_\_  
PRINTED NAME OR COMPANY STAMP \_\_\_\_\_

FEDERAL AND STATE LAW REQUIRES THAT YOU STATE THE MILEAGE IN CONNECTION WITH THE TRANSFER OF OWNERSHIP. FAILURE TO COMPLETE OR PROVIDING A FALSE STATEMENT MAY RESULT IN FINES AND/OR IMPRISONMENT.  
The **16** signed hereby certifies the vehicle described in this title has been transferred to the following buyer(s): **17**

Printed Full Legal Name of Buyer \_\_\_\_\_ Nevada Driver's License Number or Identification Number  AND   
Printed Full Legal Name of Buyer \_\_\_\_\_ Nevada Driver's License Number or Identification Number \_\_\_\_\_

Address \_\_\_\_\_ City \_\_\_\_\_ State \_\_\_\_\_ Zip Code \_\_\_\_\_  
I certify to the best of my knowledge the odometer reading **18** is the actual mileage of the vehicle unless one of the following statements is checked. **19**  
ODOMETER READING **21**  NO TENTHS  The mileage stated is in excess of its mechanical limits.  
 The odometer reading is not the actual mileage. WARNING: ODOMETER DISCREPANCY.  
 Exempt - Model year over 9 years old.

Signature of Seller(s)/Agent/Dealership \_\_\_\_\_ Printed Name of Seller(s)/Agent/Dealership \_\_\_\_\_  
I am aware of the above odometer certification made by the seller/agent.  Dealer's License Number **22** Date of Sale **20**  
**23** Signature of Buyer \_\_\_\_\_ Printed Full Legal Name of Buyer \_\_\_\_\_  
CONTROL NO. \_\_\_\_\_

RD-2 (Rev. 1/06) (THIS IS NOT A TITLE NO.)  
**000000B**

ALTERATION OR ERASURE VOIDS THIS TITLE

**NEVADA CERTIFICATE OF TITLE  
REVISION 01/06 (BACK)**

1. Dealer Only First Reassignment of Title: To be completed only by a dealer upon the first reassignment of the Certificate of Title. The dealer's business name and business license number must be recorded, and the reassignment must be completed in the same manner as the assignment on the front of the Certificate of Title.
2. Dealer Only Second Reassignment of Title: To be completed only by a dealer upon the second reassignment of the Certificate of Title. The dealer's business name and business license number must be recorded, and the reassignment must be completed in the same manner as the assignment on the front of the Certificate of Title.
3. Dealer Only Third Reassignment of Title: To be completed only by a dealer upon the third reassignment of the Certificate of Title. The dealer's business name and business license number must be recorded, and the reassignment must be completed in the same manner as the assignment on the front of the Certificate of Title.
4. Lienholder to be recorded: This section must be completed if the new Certificate of Title is to reflect a security interest in the vehicle. The lienholder's name and address must be recorded. If there is no lienholder, "None" must be recorded in this section.

**Note:** Any alteration or erasure voids a Nevada Certificate of Title. The reassignment on the front of the title (area 16 on previous page) must be completed before the Dealer Only First Reassignment of Title is completed.

## NEVADA CERTIFICATE OF TITLE REVISION 01/06 (BACK)

<b>1</b>	<p><b>FEDERAL AND STATE LAW REQUIRES THAT YOU STATE THE MILEAGE IN CONNECTION WITH THE TRANSFER OF OWNERSHIP. FAILURE TO COMPLETE OR PROVIDING A FALSE STATEMENT MAY RESULT IN FINES AND/OR IMPRISONMENT.</b></p> <p>The undersigned hereby certifies the vehicle described in this title has been transferred to the following buyer(s):</p>
FIRST REASSIGNMENT DEALER ONLY	Printed Full Legal Name of Buyer _____ Nevada Driver's License Number or Identification Number _____ <input type="checkbox"/> AND <input type="checkbox"/> OR
	Printed Full Legal Name of Buyer _____ Nevada Driver's License Number or Identification Number _____
	Address _____ City _____ State _____ Zip Code _____
	I certify to the best of my knowledge the odometer reading is the actual mileage of the vehicle unless one of the following statements is checked.
	ODOMETER READING _____ <input type="checkbox"/> NO <input type="checkbox"/> TENTHS <input type="checkbox"/> The mileage stated is in excess of its mechanical limits. <input type="checkbox"/> The odometer reading is not the actual mileage. <b>WARNING - ODOMETER DISCREPANCY</b> <input type="checkbox"/> Exempt - Model year over 9 yrs. old.
	Signature of Seller(s)/Agent/Dealership _____ Printed Name of Seller(s)/Agent/Dealership _____ I am aware of the above odometer certification made by the seller/agent. <input type="checkbox"/> Dealer's License Number _____ Date of Sale _____
Signature of Buyer _____ Printed Full Legal Name of Buyer _____	
<b>2</b>	<p><b>FEDERAL AND STATE LAW REQUIRES THAT YOU STATE THE MILEAGE IN CONNECTION WITH THE TRANSFER OF OWNERSHIP. FAILURE TO COMPLETE OR PROVIDING A FALSE STATEMENT MAY RESULT IN FINES AND/OR IMPRISONMENT.</b></p> <p>The undersigned hereby certifies the vehicle described in this title has been transferred to the following buyer(s):</p>
SECOND REASSIGNMENT DEALER ONLY	Printed Full Legal Name of Buyer _____ Nevada Driver's License Number or Identification Number _____ <input type="checkbox"/> AND <input type="checkbox"/> OR
	Printed Full Legal Name of Buyer _____ Nevada Driver's License Number or Identification Number _____
	Address _____ City _____ State _____ Zip Code _____
	I certify to the best of my knowledge the odometer reading is the actual mileage of the vehicle unless one of the following statements is checked.
	ODOMETER READING _____ <input type="checkbox"/> NO <input type="checkbox"/> TENTHS <input type="checkbox"/> The mileage stated is in excess of its mechanical limits. <input type="checkbox"/> The odometer reading is not the actual mileage. <b>WARNING - ODOMETER DISCREPANCY</b> <input type="checkbox"/> Exempt - Model year over 9 yrs. old.
	Signature of Seller(s)/Agent/Dealership _____ Printed Name of Seller(s)/Agent/Dealership _____ I am aware of the above odometer certification made by the seller/agent. <input type="checkbox"/> Dealer's License Number _____ Date of Sale _____
Signature of Buyer _____ Printed Full Legal Name of Buyer _____	
<b>3</b>	<p><b>FEDERAL AND STATE LAW REQUIRES THAT YOU STATE THE MILEAGE IN CONNECTION WITH THE TRANSFER OF OWNERSHIP. FAILURE TO COMPLETE OR PROVIDING A FALSE STATEMENT MAY RESULT IN FINES AND/OR IMPRISONMENT.</b></p> <p>The undersigned hereby certifies the vehicle described in this title has been transferred to the following buyer(s):</p>
THIRD REASSIGNMENT DEALER ONLY	Printed Full Legal Name of Buyer _____ Nevada Driver's License Number or Identification Number _____ <input type="checkbox"/> AND <input type="checkbox"/> OR
	Printed Full Legal Name of Buyer _____ Nevada Driver's License Number or Identification Number _____
	Address _____ City _____ State _____ Zip Code _____
	I certify to the best of my knowledge the odometer reading is the actual mileage of the vehicle unless one of the following statements is checked.
	ODOMETER READING _____ <input type="checkbox"/> NO <input type="checkbox"/> TENTHS <input type="checkbox"/> The mileage stated is in excess of its mechanical limits. <input type="checkbox"/> The odometer reading is not the actual mileage. <b>WARNING - ODOMETER DISCREPANCY</b> <input type="checkbox"/> Exempt - Model year over 9 yrs. old.
	Signature of Seller(s)/Agent/Dealership _____ Printed Name of Seller(s)/Agent/Dealership _____ I am aware of the above odometer certification made by the seller/agent. <input type="checkbox"/> Dealer's License Number _____ Date of Sale _____
Signature of Buyer _____ Printed Full Legal Name of Buyer _____	
<b>4</b>	<p><b>LIENHOLDER TO BE RECORDED</b></p> <p>FEIN _____</p> Printed Full Legal Name of Lienholder _____ (if no lienholder write "NONE") Address _____ Street _____ City _____ State _____ Zip Code _____


**ALTERATION OR ERASURE VOIDS THIS TITLE**

**NEVADA CERTIFICATE OF TITLE  
(FORM RD-2)  
REVISION 10/01 (FRONT)**

1. Vehicle Information: The vehicle identification number, year, make, model and vehicle body.
2. Title Number: The number assigned at the time the title is created. Please note; the four digits following the dash are the technician's identification number who processed the title.
3. Date Issued: The date the title was issued.
4. Odometer Miles: The reading indicated on the vehicle's odometer apparatus.
5. Fuel Type: The type of fuel the vehicle uses.
6. Sales Tax Paid: the "Y" or "N" indicates whether sales tax was paid for the vehicle.
7. Empty Weight: The actual weight of the vehicle when empty.
8. Gross Weight: The maximum recommended weight of the vehicle when full (passengers, luggage, etc.).
9. GVWR: The gross vehicle weight rating (the weight of the vehicle plus the vehicle's useful or maximum-load).
10. Vehicle Color: The color of the vehicle.
11. Odometer Brand: The actual status of the odometer reading.
  - A. Actual Mileage; the miles shown on the odometer are the exact miles the vehicle has been driven, required for all vehicles that are nine years and newer and do not meet exemptions in Title 49 Odometer Disclosure.
  - B. Exceeds Mechanical Limits; the vehicle has traveled more miles than the odometer is capable of showing.
  - C. Not Actual; the odometer reading is not the actual mileage (the odometer may have been broken or a new odometer may have been installed).
  - D. Exempt; the vehicle is ten years old or older or meets the exemption qualifications in Title 49 Odometer Disclosure.

12. Brands: The description of a vehicle that has suffered damage. When more than one brand applies, those brands will be listed:
  - Flood Damage
  - Lemon Law Buyback
  - Non-Rebuildable
  - Non-Repairable
  - Non-U.S. Vehicle
  - Not Street Legal
  - Rebuilt
  - Total Loss
13. Owner(s) Name and Address: The name and address of the person or persons the Certificate of Title is issued to.
14. Lienholder(s) Name and Address: The name and address of the legal owner of the vehicle who holds the security interest, if different from number 13.
15. Lienholder(s) Release: All Nevada Certificates of Title that show a lienholder require a release of lien. The lienholder or authorized agent of the lienholder must complete this section. The signature of the lienholder or the authorized agent and the date of the signature are required to complete the release. If the lienholder is a business, the business name must appear along with the signature of an authorized representative of the business.
16. Full Legal Name and Address of Buyer(s): This section must be completed exactly as it is to appear on the new Certificate of Title; this is the first assignment.
17. Odometer Declaration: The odometer reading must be recorded exactly as it shows on the vehicle's odometer apparatus, excluding tenths. The seller(s) must complete the Odometer Statement to the best of their knowledge.
18. Odometer Reading: If the odometer reading is not the actual mileage of the vehicle, one of the statements must be checked. The Certificate of Title will be branded accordingly.
19. Date of Sale: The actual date ownership of the vehicle was transferred.
20. Signature and Printed Name of the Seller(s).
21. Signature and Printed Full Legal Name of the Buyer(s).

**Note:** Any alteration or erasure voids a Nevada Certificate of Title. The control number in the lower right hand corner of the Certificate of Title is not the title number. The Department uses this number internally.



# STATE OF NEVADA

DEPARTMENT OF MOTOR VEHICLES

## CERTIFICATE OF TITLE

VIN	YEAR	MAKE	MODEL	VEHICLE BODY	TITLE NUMBER
1	1	1	1	1	2
DATE ISSUED	ODOMETER MILES	FUEL TYPE	SALES TAX PD.	EMPTY WT.	GROSS WT. GVWR
3	4	5	6	7	8 9
VEHICLE COLOR	ODOMETER BRAND	BRANDS			
10	11	12			

**OWNER(S) NAME AND ADDRESS**

13

**LIENHOLDER(S) NAME AND ADDRESS**

14

**LIENHOLDER(S) RELEASE - INTEREST IN THE VEHICLE DESCRIBED ON THIS TITLE IS HEREBY RELEASED:**

15

---

SIGNATURE OF AUTHORIZED AGENT \_\_\_\_\_ DATE \_\_\_\_\_

Printed Name \_\_\_\_\_

**FEDERAL AND STATE LAW REQUIRES THAT YOU STATE THE MILEAGE IN CONNECTION WITH THE TRANSFER OF OWNERSHIP. FAILURE TO COMPLETE OR PROVIDING A FALSE STATEMENT MAY RESULT IN FINES AND/OR IMPRISONMENT.**

The undersigned hereby certifies that the vehicle described in this title has been transferred to the following buyer(s):

Printed Name of Buyer(s) \_\_\_\_\_  AND  OR

Printed Name of Buyer(s) \_\_\_\_\_

Address \_\_\_\_\_ City \_\_\_\_\_ State \_\_\_\_\_ Zip Code \_\_\_\_\_

I certify to the best of my knowledge that the odometer reading is the actual mileage of the vehicle unless one of the following statements is checked:

17	NO TENTHS	18	<input type="checkbox"/> The mileage stated is in excess of its mechanical limits.	Date of Sale	19
ODOMETER READING		<input type="checkbox"/> The odometer reading is not the actual mileage. WARNING: ODOMETER DISCREPANCY.			
		<input type="checkbox"/> Exempt - Model year over 9 years old.			

Signature of Seller(s) \_\_\_\_\_ Printed Name of Seller(s) \_\_\_\_\_

I am aware of the above odometer certification made by the seller/agent.

Signature of Buyer(s) \_\_\_\_\_ Printed Name of Buyer(s) \_\_\_\_\_

21

ACCORDING TO THE RECORDS OF THE DEPARTMENT OF MOTOR VEHICLES, THE PERSON NAMED HEREON IS THE OWNER OF THE VEHICLE DESCRIBED ABOVE, SUBJECT TO LIEN(S) AS SHOWN.

CONTROL NO. 000010A

(THIS IS NOT A TITLE NO.)

RD-2 (Rev. 10/01)

ALTERATION OR ERASURE VOIDS THIS TITLE

## **NEVADA CERTIFICATE OF TITLE REVISION 10/01 (BACK)**

1. Dealer Only First Reassignment of Title: To be completed only by a dealer upon the first reassignment of the Certificate of Title. The dealer's business name and business license number must be recorded, and the reassignment must be completed in the same manner as the assignment on the front of the Certificate of Title.
2. Dealer Only Second Reassignment of Title: To be completed only by a dealer upon the second reassignment of the Certificate of Title. The dealer's business name and business license number must be recorded, and the reassignment must be completed in the same manner as the assignment on the front of the Certificate of Title.
3. Dealer Only Third Reassignment of Title: To be completed only by a dealer upon the third reassignment of the Certificate of Title. The dealer's business name and business license number must be recorded, and the reassignment must be completed in the same manner as the assignment on the front of the Certificate of Title.
4. Lienholder to be recorded: This section must be completed if the new Certificate of Title is to reflect a security interest in the vehicle. The lienholder's name and address must be recorded. If there is no lienholder, "None" must be recorded in this section.

**Note:** Any alteration or erasure voids a Nevada Certificate of Title. The reassignment on the front of the title (area 16 on previous page) must be completed before the Dealer Only First Reassignment of Title is completed.



## **SECURE POWER OF ATTORNEY**

A *Secure Power of Attorney* (RD221) is used when a Certificate of Title is physically held by a lienholder, or when a Certificate of Title has been lost. The owner of a vehicle may give power of attorney to a buyer for the purpose of mileage disclosure. The authorization to do so must be conveyed by a secure power of attorney.

The Secure Power of Attorney form may be purchased from any Field Services Office of the Department of Motor Vehicles. This is a \$.50 fee for each form.

Erasures, corrections or the use of correction fluid to correct any information other than an address void the form. If a correction to an address is made, an Erasure Affidavit (Form RD-19) must be completed and attached to the Secure Power of Attorney. The Erasure Affidavit cannot be used for errors made to the Odometer statement.

The buyer and the seller must retain a copy of the statement.

## **INSTRUCTIONS FOR COMPLETING THE NEVADA SECURE POWER OF ATTORNEY FORM**

1. Vehicle Description: Enter the vehicle identification number, year, make, model and body type.

### Part A: Power of Attorney to Disclose Mileage

2. Sellers: Enter the printed name of the sellers.
3. Buyers: Enter the printed full legal name of the buyers.
4. Date: Enter the date Part A was completed.
5. Odometer Reading: Enter the exact reading of the vehicle's odometer apparatus, excluding tenths.
6. Check the appropriate box if the odometer reading is not the actual mileage of the vehicle.
7. Enter the signature and printed name of the transferor/seller.
8. Enter the address of the transferor/seller.
9. Enter the signature and printed full legal name of the transferee/buyer.
10. Enter the dealer's business name, if applicable.
11. Enter the business license number of the dealer, if applicable.
12. Enter the address of the transferee/buyer.

### Part B: Power of Attorney to Review Title Document and Acknowledge Disclosure

Note: Part B is invalid unless Part A has been completed.

13. Enter the printed full legal name of the transferee/buyer.
14. Enter the printed name of the transferor/seller.
15. Enter the signature and printed full legal name of the transferee.
16. Enter the complete address of the transferee.
17. Enter the date Part B was completed.

18. Enter the seller's printed name.
19. Enter the exact reading of the vehicle's odometer apparatus, excluding tenths.
20. Check the appropriate box if the odometer reading is not the actual mileage of the vehicle.
21. Enter the signature and printed name of the transferor.
22. Enter the dealer's business name.
23. Enter the business license number of the dealer.
24. Enter the complete address of the transferor.

**Part C: Certification**

Note: Part C is to be completed only if Parts A and B have been completed.

25. Enter the full legal name of the person exercising the power of attorney.
26. Enter the signature and printed name of the person exercising the power of attorney.
27. Enter the date Part C was completed.
28. Enter the complete address of the person exercising the power of attorney.

**FILING AND RETENTION OF COPIES**

The original copy of the Secure Power of Attorney must be attached to the Certificate of Title when received, and is to remain with the title until the seller making application for title for the buyer files it. First copy must be retained by the dealer for five years. Second copy must be given to the seller who completed Part A.

Direct Business Systems - 775.625.8445  
U.S. Patents 4,227,729 ; 4,310,180



**A - 227002**

# NEVADA

## SECURE POWER OF ATTORNEY

**WARNING:** This form may be used only when title is physically held by lienholder or has been lost. This form must be submitted to the State by the person exercising Powers of Attorney. Failure to do so may result in fines and/or imprisonment.

Vehicle Identification Number (VIN)	Year	Make	Model	Body Type
1	1	1	1	1

**PART A. POWER OF ATTORNEY TO DISCLOSE MILEAGE**

Federal and State law requires that you state the mileage upon transfer of ownership. Providing a false statement may result in fines and/or imprisonment.

I, \_\_\_\_\_ (2) appoint \_\_\_\_\_ (3) as my attorney-in-fact, to sign all papers and documents required to secure the title and further grant the authority to endorse and transfer title thereto, and to disclose the mileage, for the vehicle described above, exactly as stated in my following disclosure.

Date of Statement \_\_\_\_\_ (4)

I state that the odometer now reads \_\_\_\_\_ (5) (NO TENTHS) miles and to the best of my knowledge that it reflects the actual mileage unless one of the following statements is checked:

1. I hereby certify that to the best of my knowledge the odometer reading reflects the mileage in excess of its mechanical limits.

2. I hereby certify that the odometer reading is NOT the actual mileage. **WARNING - ODOMETER DISCREPANCY**

\_\_\_\_\_  
(Transferor's Signature) (Printed Name) \_\_\_\_\_ (Co-Transferor's Signature) (Printed Name)

Transferor's Address \_\_\_\_\_ (Street) \_\_\_\_\_ (City) \_\_\_\_\_ (State) \_\_\_\_\_ (Zip Code)

\_\_\_\_\_  
(Transferee's Signature) (Printed Name) \_\_\_\_\_ (Dealership Name) \_\_\_\_\_ (Dealer License Number)

Transferee's Address \_\_\_\_\_ (Street) \_\_\_\_\_ (City) \_\_\_\_\_ (State) \_\_\_\_\_ (Zip Code)

**PART B. POWER OF ATTORNEY TO REVIEW TITLE DOCUMENT AND ACKNOWLEDGE DISCLOSURE**  
(Part B is invalid unless Part A has been completed)

I, \_\_\_\_\_ (13) appoint \_\_\_\_\_ (14) as my attorney-in-fact, to sign the mileage disclosure, on the title for the vehicle described above, only if the disclosure is exactly as the disclosure completed below. The attorney-in-fact may endorse, release, or transfer ownership documents as required by Nevada Revised Statutes for the vehicle described above.

\_\_\_\_\_  
(Transferee's Signature) (Printed Name) \_\_\_\_\_ (Transferee's Address Street, City, State, Zip)

Federal and State law require that you state the mileage upon transfer of ownership. Providing a false statement may result in fines and/or imprisonment.

Date of Statement \_\_\_\_\_ (17)

I, \_\_\_\_\_ (18) (Transferor's name, PRINT) state that the odometer now reads \_\_\_\_\_ (19) (NO TENTHS) miles and to the best of my knowledge that it reflects the actual mileage unless one of the following statements is checked:

1. I hereby certify that to the best of my knowledge the odometer reading reflects the mileage in excess of its mechanical limits.

2. I hereby certify that the odometer reading is NOT the actual mileage. **WARNING - ODOMETER DISCREPANCY**

\_\_\_\_\_  
(Transferor's Signature) (Printed Name) \_\_\_\_\_ (Dealership Name) \_\_\_\_\_ (Dealer License Number)

Transferor's Address \_\_\_\_\_ (Street) \_\_\_\_\_ (City) \_\_\_\_\_ (State) \_\_\_\_\_ (Zip Code)

**PART C. CERTIFICATION** (To be completed if parts A and B have been completed)

I, \_\_\_\_\_ (25) (person exercising above powers of attorney, PRINT), hereby certify that the mileage I have disclosed on the title document is consistent with that provided to me in the above power of attorney. Upon examination of the title and any reassignment documents for the vehicle described above, the mileage disclosure I have made on the title pursuant to the power of attorney is greater than that previously stated on the title and reassignment documents. This certification is not intended to create, nor does it create any new or additional liability under Federal or State law.

Signature \_\_\_\_\_ (26) Printed Name \_\_\_\_\_ (26) Date \_\_\_\_\_ (27)

\_\_\_\_\_  
(Street) \_\_\_\_\_ (City) \_\_\_\_\_ (State) \_\_\_\_\_ (Zip Code)

WARNING-DO NOT ACCEPT THIS POWER OF ATTORNEY DOCUMENT WITHOUT NOTING SECURITY WATERMARK; HOLD TO LIGHT TO VERIFY WATERMARK. DS300

See reverse side for special instructions

**WHEN TO USE THIS FORM**

When the certificate of title is physically held by a lienholder or has been lost or destroyed and is not available for endorsement for transfer and odometer disclosure.

**INSTRUCTIONS**

**PART A. POWER OF ATTORNEY TO DISCLOSE MILEAGE**

(1) PART A authorizes transferee (buyer/dealer) to transfer the odometer disclosure made by transferor (seller) on this form to the vehicle title when it is received from lienholder or duplicate title is received. PART A also appoints the dealership as attorney-in-fact to sign the seller's name to transfer the vehicle's title. PART B and C will not be used in this case.

**PART B. POWER OF ATTORNEY TO REVIEW TITLE DOCUMENT AND ACKNOWLEDGE DISCLOSURE**

(1) PART B is only used when vehicle is resold prior to receiving title from lienholder or receiving duplicate title, if permitted by law.

(2) The buyer authorizes seller (dealer) to make the odometer disclosure on the title when it is received. Odometer disclosure made on the title must be exactly as the odometer disclosure made in PART B of this form. PART B also appoints the dealership as attorney-in-fact to sign the buyer's name to transfer the vehicle's title.

**PART C. CERTIFICATION**

PART C is only used when both PART A and B of this form have been used

(2) PART C is completed once title is received from lienholder or duplicate title is received. Person exercising power of attorney certifies that the title and any reassignment documents have been received and reviewed and no mileage discrepancies exist.

**FILING OF COPIES**

**ORIGINAL** - To be attached to the certificate of title when obtained and is to remain with the title until it is filed by the dealer making application for title for the buyer.

**FIRST COPY** - To be retained by the dealer for a period of five (5) years.

**SECOND COPY** - To be given to seller who completed the power of attorney in PART A.

**THIS FORM IS FEDERALLY MANDATED NATIONWIDE UNDER THE TRUTH IN MILEAGE ACT OF 1986 (PUBLIC LAW 99-579) AND TITLE IV OF THE PIPELINE SAFETY REAUTHORIZATION ACT OF 1988 (PUBLIC LAW 100-561).**

## **DEALER REASSIGNMENT OF TITLE Form RD-190**

Dealer Reassignment of Title (Form RD-190) means a form provided by the department pursuant to NRS 482.400 for use by a dealer for the transfer of ownership of a vehicle.

If a Certificate of Title is not available at the time of transfer of ownership, and it is not in the possession of a lienholder and it has not been lost or stolen, a dealer may use a Dealer Reassignment of Title form to transfer ownership of a vehicle.

The Dealer Reassignment of Title may also be used if the spaces on the reverse side of the Certificate of Title have been filled in or struck through.

The first assignment area on the Certificate of Title must always be completed.

If a dealer uses a Dealer Reassignment of Title form to transfer the ownership of a vehicle, the dealer shall, before submitting documentation concerning the transaction to the Department:

- Write the control number of the Dealer Reassignment of Title form in the upper right corner of the reverse side of the Certificate of Title for the vehicle;
- Attach the Dealer Reassignment of Title form to the Certificate of Title; and
- Strike through any spaces on the reverse side of the Certificate of Title that remains unfilled.

If a reassignment of title form is used, and the buyer is not a dealer, the buyer must be provided with an opportunity to examine:

- The Certificate of Title or a photocopy of the Certificate of Title; and
- Any power of attorney for the purpose of mileage disclosure that was given to the dealer in connection with his acquisition of the vehicle.

## **INSTRUCTIONS FOR COMPLETING THE DEALER REASSIGNMENT OF TITLE**

1. Vehicle Information: The vehicle identification number, year, model, make, and vehicle body.
  2. Title Number: The number assigned at the time the title is created.
  3. Dealer's License Number: Enter the Nevada DMV Business License Number.
  4. Full Legal Name and Address of Buyer(s): This section must be completed exactly as it is to appear on the new Certificate of Title; this is the fourth assignment.
  5. Odometer Declaration: The odometer reading must be recorded exactly as it shows on the vehicle's odometer apparatus, excluding tenths. The seller(s) must complete the Odometer Statement to the best of their knowledge.
  6. Odometer Reading: If the odometer reading is not the actual mileage of the vehicle, one of the statements must be checked. The Certificate of Title will be branded accordingly.
  7. Date of Sale: The actual date ownership of the vehicle was transferred.
  8. Signature and Printed Name of the Seller(s).
  9. Signature and Printed Full Legal Name of the Buyer(s).
- NOTE: For the next reassignments, follow instructions 3 through 9.
10. Lienholder's name and address. If there is no lienholder, write "NONE".

State of Nevada  
Department of Motor Vehicles  
Dealer Reassignment of Title for a Motor Vehicle

<b>1</b>	Vehicle Identification Number	Year/Model	Make Of Vehicle	Body Style	Certificate <b>2</b> Title Number																			
<b>FEDERAL AND STATE LAW REQUIRES THAT YOU STATE THE MILEAGE IN CONNECTION WITH THE TRANSFER OF OWNERSHIP. FAILURE TO COMPLETE OR PROVIDING A FALSE STATEMENT MAY RESULT IN FINES AND/OR IMPRISONMENT.</b>																								
REASSIGNMENT DEALER ONLY Dealer's License Number: <b>3</b>	The undersigned hereby certifies that the vehicle described in this title has been transferred to the following buyer(s):																							
	Printed Full Legal Name of Buyer(s) <b>4</b>				<input type="checkbox"/> AND <input type="checkbox"/> OR																			
	Printed Full Legal Name of Buyer(s) Address Street _____ City _____ State _____ Zip Code _____																							
	I certify to the best of my knowledge that the odometer reading is the actual mileage of the vehicle unless one of the following statements is checked: <table style="width: 100%; border: none;"> <tr> <td style="width: 15%; border: 1px solid black;">▶ <b>5</b></td> <td style="width: 15%; border: 1px solid black;">NO</td> <td style="width: 15%; border: 1px solid black;"><input type="checkbox"/></td> <td style="width: 15%; border: 1px solid black;">The mileage stated is in excess of its mechanical limits.</td> <td style="width: 15%; border: 1px solid black;">Date of Sale <b>7</b></td> </tr> <tr> <td style="border: 1px solid black;">ODOMETER READING</td> <td style="border: 1px solid black;">TENTHS <b>6</b></td> <td style="border: 1px solid black;"><input type="checkbox"/></td> <td style="border: 1px solid black;">The odometer reading is not the actual mileage.</td> <td></td> </tr> <tr> <td colspan="5"><input type="checkbox"/> WARNING - ODOMETER DISCREPANCY</td> </tr> <tr> <td colspan="5"><input type="checkbox"/> Exempt - Model year over 9 yrs. old.</td> </tr> </table>					▶ <b>5</b>	NO	<input type="checkbox"/>	The mileage stated is in excess of its mechanical limits.	Date of Sale <b>7</b>	ODOMETER READING	TENTHS <b>6</b>	<input type="checkbox"/>	The odometer reading is not the actual mileage.		<input type="checkbox"/> WARNING - ODOMETER DISCREPANCY					<input type="checkbox"/> Exempt - Model year over 9 yrs. old.			
▶ <b>5</b>	NO	<input type="checkbox"/>	The mileage stated is in excess of its mechanical limits.	Date of Sale <b>7</b>																				
ODOMETER READING	TENTHS <b>6</b>	<input type="checkbox"/>	The odometer reading is not the actual mileage.																					
<input type="checkbox"/> WARNING - ODOMETER DISCREPANCY																								
<input type="checkbox"/> Exempt - Model year over 9 yrs. old.																								
Signature of Seller(s)			Printed Name of Seller(s) <b>8</b>																					
I am aware of the above odometer certification made by the seller/agent.																								
Signature of Buyer(s) <b>9</b>			Seller's Address _____ City _____ State _____ Zip Code _____																					
Printed Full Legal Name of buyer(s)																								
REASSIGNMENT DEALER ONLY Dealer's License Number:	The undersigned hereby certifies that the vehicle described in this title has been transferred to the following buyer(s):																							
	Printed Full Legal Name of Buyer(s)				<input type="checkbox"/> AND <input type="checkbox"/> OR																			
	Printed Full Legal Name of Buyer(s) Address Street _____ City _____ State _____ Zip Code _____																							
	I certify to the best of my knowledge that the odometer reading is the actual mileage of the vehicle unless one of the following statements is checked: <table style="width: 100%; border: none;"> <tr> <td style="width: 15%; border: 1px solid black;">▶</td> <td style="width: 15%; border: 1px solid black;">NO</td> <td style="width: 15%; border: 1px solid black;"><input type="checkbox"/></td> <td style="width: 15%; border: 1px solid black;">The mileage stated is in excess of its mechanical limits.</td> <td style="width: 15%; border: 1px solid black;">Date of Sale</td> </tr> <tr> <td style="border: 1px solid black;">ODOMETER READING</td> <td style="border: 1px solid black;">TENTHS</td> <td style="border: 1px solid black;"><input type="checkbox"/></td> <td style="border: 1px solid black;">The odometer reading is not the actual mileage.</td> <td></td> </tr> <tr> <td colspan="5"><input type="checkbox"/> WARNING - ODOMETER DISCREPANCY</td> </tr> <tr> <td colspan="5"><input type="checkbox"/> Exempt - Model year over 9 yrs. old.</td> </tr> </table>					▶	NO	<input type="checkbox"/>	The mileage stated is in excess of its mechanical limits.	Date of Sale	ODOMETER READING	TENTHS	<input type="checkbox"/>	The odometer reading is not the actual mileage.		<input type="checkbox"/> WARNING - ODOMETER DISCREPANCY					<input type="checkbox"/> Exempt - Model year over 9 yrs. old.			
▶	NO	<input type="checkbox"/>	The mileage stated is in excess of its mechanical limits.	Date of Sale																				
ODOMETER READING	TENTHS	<input type="checkbox"/>	The odometer reading is not the actual mileage.																					
<input type="checkbox"/> WARNING - ODOMETER DISCREPANCY																								
<input type="checkbox"/> Exempt - Model year over 9 yrs. old.																								
Signature of Seller(s)			Printed Name of Seller(s)																					
I am aware of the above odometer certification made by the seller/agent.																								
Signature of Buyer(s)			Seller's Address _____ City _____ State _____ Zip Code _____																					
Printed Full Legal Name of buyer(s)																								
REASSIGNMENT DEALER ONLY Dealer's License Number:	The undersigned hereby certifies that the vehicle described in this title has been transferred to the following buyer(s):																							
	Printed Full Legal Name of Buyer(s)				<input type="checkbox"/> AND <input type="checkbox"/> OR																			
	Printed Full Legal Name of Buyer(s) Address Street _____ City _____ State _____ Zip Code _____																							
	I certify to the best of my knowledge that the odometer reading is the actual mileage of the vehicle unless one of the following statements is checked: <table style="width: 100%; border: none;"> <tr> <td style="width: 15%; border: 1px solid black;">▶</td> <td style="width: 15%; border: 1px solid black;">NO</td> <td style="width: 15%; border: 1px solid black;"><input type="checkbox"/></td> <td style="width: 15%; border: 1px solid black;">The mileage stated is in excess of its mechanical limits.</td> <td style="width: 15%; border: 1px solid black;">Date of Sale</td> </tr> <tr> <td style="border: 1px solid black;">ODOMETER READING</td> <td style="border: 1px solid black;">TENTHS</td> <td style="border: 1px solid black;"><input type="checkbox"/></td> <td style="border: 1px solid black;">The odometer reading is not the actual mileage.</td> <td></td> </tr> <tr> <td colspan="5"><input type="checkbox"/> WARNING - ODOMETER DISCREPANCY</td> </tr> <tr> <td colspan="5"><input type="checkbox"/> Exempt - Model year over 9 yrs. old.</td> </tr> </table>					▶	NO	<input type="checkbox"/>	The mileage stated is in excess of its mechanical limits.	Date of Sale	ODOMETER READING	TENTHS	<input type="checkbox"/>	The odometer reading is not the actual mileage.		<input type="checkbox"/> WARNING - ODOMETER DISCREPANCY					<input type="checkbox"/> Exempt - Model year over 9 yrs. old.			
▶	NO	<input type="checkbox"/>	The mileage stated is in excess of its mechanical limits.	Date of Sale																				
ODOMETER READING	TENTHS	<input type="checkbox"/>	The odometer reading is not the actual mileage.																					
<input type="checkbox"/> WARNING - ODOMETER DISCREPANCY																								
<input type="checkbox"/> Exempt - Model year over 9 yrs. old.																								
Signature of Seller(s)			Printed Name of Seller(s)																					
I am aware of the above odometer certification made by the seller/agent.																								
Signature of Buyer(s)			Seller's Address _____ City _____ State _____ Zip Code _____																					
Printed Full Legal Name of buyer(s)																								
LIEN	<b>LIENHOLDER TO BE RECORDED AND SHOWN ON NEW TITLE.</b>																							
	Printed Name of Lienholder <b>10</b> Address _____ Street _____ City _____ State _____ Zip Code _____																							
NOTE: This reassignment is not valid unless attached to original certificate of title. Unauthorized printing or reproduction of this document is prohibited.																								
This document is void if altered in any way.																								
391000 C			391000 C																					

RD190 (Rev. 5/05)

# **SECTION III**

## **FREQUENTLY ASKED QUESTIONS**

## FREQUENTLY ASKED QUESTIONS

**1. Do dealer-to-dealer transactions need an odometer statement?**

For new vehicles, an odometer disclosure is not required until the first retail transfer. Used vehicle dealer-to-dealer transactions (including wholesale) must include an odometer disclosure. If the space for disclosure is filled, a Dealer Reassignment of Title form is required.

**2. Do the provisions of the Truth-In Mileage Act apply to salvage vehicles?**

Yes.

**3. What if you do not know for certain in the odometer reading reflects "Actual" miles?**

The odometer disclosure is made "to the best of your knowledge." In this case the person making the disclosure may choose to indicate "not actual."

**4. Are there title transactions on non-exempt vehicles that do not require odometer disclosures?**

Only when a vehicle sold directly by the manufacturer to any agency of the United States in conformity with contractual specifications, and a lessor.

**5. Do nonconforming titles need a Secure Power of Attorney?**

Most vehicles issued a nonconforming title now fall into the 10-year exemption rule and would be exempt. The model year should be checked to verify the model year is over ten years old.

**6. Can Secure Power of Attorney and Dealer Reassignment of Title forms issued by other states be used to process a title in Nevada?**

Yes, if the title transaction began in another state you may continue to use the form until all areas are filled. Then Nevada forms will be required.

**7. Can Secure Power of Attorney and Dealer Reassignment of Title forms be photocopied?**

No, there is security features required on the forms, which prevent erasing and altering of the documents; therefore, photocopies may not be used.

**8. Does the truth-in-mileage act void the use of a general power of attorney?**

No, there are still situations when a general power of attorney form must be used, but not for odometer disclosure.

**9. Does the customer have a right to see the incoming odometer mileage disclosure statement for the vehicle he/she is buying?**

Yes, the purchaser may request to see the disclosure statement.

**10. Does a private party sale require a Secure Power of Attorney form?**

Yes, if the vehicle is within the federal odometer disclosure requirement and the title is held by a lienholder or a duplicate title has been requested. A Secure Power of Attorney may be completed and held until the duplicate title is received. The attorney-in-fact may endorse, transfer title, and disclose the mileage.

**11. What happens with a private party sale that has multiple transactions, no Secure Power of Attorney form, and no addresses for the sellers on the bills of sale?**

The purchaser would be responsible for submitting a Statement of Facts and an odometer disclosure statement.

**12. Would the buyer in a private party sale with a Secure Power of Attorney have to pay the \$20.00 title fee to obtain a duplicate title in the seller's name in order to execute the attorney-in-fact, and then pay the \$20.00 title fee plus the \$8.25 title processing fee to put the title in their name?**

Yes, language in CFR Title 49, Part 580.5 (c) in connection with the transfer of ownership of a motor vehicle requires each transferor to disclose the mileage to the transferee in writing on the title, or on the document being used to reassign the title. The Secure Power of Attorney also states the authorization is granted to endorse and transfer title thereto and disclose the mileage for the vehicle described above, exactly as stated in the disclosure.

**13. *What happens to a private party sale that has multiple transactions and the odometer disclosure requirements have not been met?***

The purchaser would send a certified letter to the seller requesting the odometer disclosure. The customer would return to the Department for the completion of the transaction, possibly using a Statement of Facts. The odometer would then be branded "Not Actual".

**14. *Is a Secure Power of Attorney valid if it is not executed to transfer the information on a conforming title, if the buyer is not required to obtain the duplicate title in the seller's name?***

A Secure Power of Attorney is good only until it is used and may be revoked up to the point of execution.

**15. *The original signature is on the conforming title; do I still need a Secure Power of Attorney?***

No.

**16. *When is odometer disclosure not required?***

Exemptions are when the vehicle has a gross vehicle weight rating of more than 16,000 pounds, vehicle is not self-propelled, vehicle is 10-ten years old or older, a vehicle is sold directly to an agency of the United States, transfer of a new vehicle before the first transfer.

# **SECTION IV**

# **GLOSSARY**

*Authorized Representative* means a person authorized by a principal of a Department Business Licensee to conduct business with the Department on behalf of the licensee. Some authorized representatives may be limited to only have authority to conduct certain types of transactions.

*Dealer or Vehicle Dealer* (482.020) means any person who:

- For compensation, money or other thing of value sells, exchanges, buys, offers or displays for sale, negotiates or attempts to negotiate a sale or exchange of an interest in a vehicle subject to registration under this chapter or induces or attempts to induce any person to buy or exchange an interest in a vehicle;
- Receives or expects to receive a commission, money, brokerage fee, profit or any other thing of value from the seller or purchaser of a vehicle; or
- Is engaged wholly or in part in the business of selling vehicles or buying or taking in trade vehicles for the purpose of resale, selling or offering for sale or consignment to be sold or otherwise dealing in vehicles, whether or not he owns the vehicles.

*Lessee* (49 C.F.R. 580.3) means any person, or the agent for any person, to whom a motor vehicle has been leased for a term of at least 4 months.

*Lessor* (49 C.F.R. 580.3) means any person, or the agent for any person, who has leased 5 or more motor vehicles in the past 12 months.

*Lienholder* (NRS 482.055) means a person who holds a security interest in a vehicle and whose name appears on the certificate of title as legal owner.

*Mileage* (49 C.F.R. 580.3) means actual distance that a vehicle has traveled.

*Principal* means an individual owner, partner, limited liability partner, limited liability corporation manager, limited liability corporation member, or corporate officer who is in control and responsible for the business.

*Odometer* (NRS 484.606) means an instrument for measuring and recording the total distance, which a motor vehicle travels while in operation. The term does not include any auxiliary odometer designed to be reset by the operator of the motor vehicle.

*Odometer Brands* refer to policy and procedure VP-G5 "Odometer Branding". *Odometer brands* may be one of the following: (1) The mileage stated is in excess of its mechanical limits. (2) The odometer reading is not the actual mileage. WARNING - ODOMETER DISCREPANCY (3) Exempt - Model year over 9 years old.

*Odometer Disclosure Statement* means a document or portion of a document that shows the vehicle's odometer reading and contains the seller's certification and the buyer's acknowledgment of the seller's certification that the odometer reading is correct.

*Odometer Exempt* means (1) A vehicle with a Gross Vehicle Weight of more than 16,000 pounds. (2) Vehicles not subject to registration, without an odometer or not

self-propelled, such as a trailer or a vehicle that is not Street Legal. (3) Vehicles manufactured at least ten years before January 1 of the current calendar year, (example: vehicle transfers occurring during calendar year 2006, model year 1996 or older vehicles are exempt). (4) A vehicle sold directly by the manufacturer to any agency of the United States in conformity with contractual specifications.

*Odometer Reading* means the total distance that a motor vehicle has traveled while in operation.

*Original power of attorney* (49 C.F.R. 580.3) means, for single copy forms, the document set forth by secure process which is issued by the State, and, for multicopy forms, any and all copies set forth by secure process which are issued by the State.

*Resident Agent* (NRS 78.010) means an agent appointed by a corporation/company upon whom process or notice of demand authorized by law to be served upon the corporation/company may be served.

*Secure printing process or other secure process* (49 C.F.R. 580.3) means any process which deters and detects counterfeiting and/or unauthorized reproduction and allows alterations to be visible to the naked eye.

*Transferee* (49 C.F.R. 580.3) means any person to whom ownership of a motor vehicle is transferred, by purchase, gift, or any means other than by the creation of a security interest, and any person who, as agent, signs an odometer disclosure statement for the *transferee*.

*Transferor* (49 C.F.R. 580.3) means any person who transfers his ownership of a motor vehicle by sale, gift, or any means other than by the creation of a security interest, and any person who, as agent, signs an odometer disclosure statement for the *transferor*.

*Vehicle Identification Number* (VIN) means the identification number or other distinguishing number or identification number or identification mark of a vehicle or part of a motor vehicle that was placed or stamped on that vehicle or part by the manufacturer pursuant to federal law or regulation, or as assigned by the Department of Motor Vehicles.